



UPPER OTTAWA IMPROVEMENT CO.

LIMITED

John C. M.  
21

CHARTER

GENERAL ACTS, PRIVATE ACTS,

AND

BY-LAWS

PRINTED

FOR THE UPPER OTTAWA IMPROVEMENT CO.

1871



THE  
**UPPER OTTAWA IMPROVEMENT CO.**  
LIMITED

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**CHARTER**  
**GENERAL ACTS, PRIVATE ACTS,**  
AND  
**BY-LAWS**

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OTTAWA:  
DOMINION PRINTING AND LOOSE LEAF CO., LIMITED  
1915

1915  
(112)

# CHARTER

BE IT REMEMBERED that on this twenty-eighth day of May, in the year of our Lord one thousand eight hundred and sixty-eight, We, the undersigned stockholders, met at the city of Ottawa, in the county of Carleton, in the province of Ontario, and resolved to form ourselves into a Company to be called "The Upper Ottawa Improvement Company" according to the provisions of the Consolidated Statutes of Canada intituled "An Act respecting Joint Stock Companies" to construct works to facilitate the transmission of timber down Rivers and Streams, for the purpose of constructing booms, dams, slides and piers in the Ottawa river to facilitate the transmission of saw logs down the same, of the nature, extent and situation following, that is to say. Boom No. 1 to commence at a point in the Ottawa river near the head of the little Chaudiere rapids, near the south side of the Ottawa river, and extending up stream with a slight curve towards the shore to a point at the foot of the Remoux rapids, a distance of two thousand three hundred and seventy-two feet, thence forming a trip boom five hundred and twelve feet long to the south shore, said boom being what is commonly known as a pocket boom for retaining logs in "Lime-kiln Eddy," opposite the township of Nepean, in the county of Carleton, in the province of Ontario, the boom to be kept in position by two square piers and ten sunken or anchor piers. Boom No. 2 to commence at a point or pier about three hundred feet nearer the north shore of the Ottawa river than the place beginning to Boom No. 1, and to extend in a direction almost parallel to the said last mentioned boom to a small island or shoal, a distance of two thousand eight hundred and fifty feet, and to be supported by two square piers and two sunken piers. Boom No. 3, a guide boom in the Ottawa river opposite to the township of Hull, in the county of Ottawa, in the province of Quebec, to commence at the upper extremity of the wing dam of the little Chaudiere slide on the northerly shore of the Ottawa river and to extend almost in a straight line to the large island at the foot of the Remoux rapids, a distance of about four thousand feet, with a trip or opening therein of twelve hundred feet in breadth across the main channel of the river for the passage of square timber; this boom, <sup>the</sup> sides being attached to the wing pier and island aforesaid, <sup>is</sup> to be supported by two anchor piers, one at each end of the trip boom. Boom No. 4 to commence at a pier in

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the Remoux boom (which was constructed by the Government in 1858) and which pier is situated near the middle of the Ottawa river and two thousand feet from the lower extremity of the old boom, extending towards the south shore nearly at right angles with the said Government boom, a distance of thirteen hundred and twenty feet to a pier, thence at an angle of one hundred and six degrees in a straight line across Thompson's bay, a distance of six thousand and eight hundred feet to a pier nearly opposite to, and sixteen hundred feet distant from, Honeywell's point on the south shore to be supported by nineteen anchor piers; connected with the upper end of the main boom is to be a trip boom, supported by one anchor pier and to extend to Honeywell's point for the passage of rafts, and also a guide boom to commence at the upper extremity of the said main boom and to run against the stream a distance of eight hundred feet, which last mentioned boom is to be supported by two anchor piers. Boom No. 5 to commence at the upper side of Honeywell's point, in the township of Nepean aforesaid, and to extend in a straight line across Wood's bay to a point on the south shore at the foot of the Deschenes rapids, a distance of three thousand and six hundred feet, this guide boom to be supported by six anchor piers. Boom No. 6, a guide boom opposite to the township of Hull, in the county of Ottawa aforesaid, to commence at a pier near the north shore of the Ottawa river at the head of the Remoux rapids and extending up stream three thousand and two hundred feet until it meets the Remoux boom constructed by the Government as aforesaid, to be supported by nine anchor piers. Boom No. 8, a guide boom, opposite the township of Hull aforesaid, commencing at the upper end of the Government Remoux boom and extending to about mid-channel near the foot of the Deschenes rapids, a distance of six thousand and nine hundred feet, thence to the foot of an island near the Deschenes mills, a distance of eleven hundred and fifty feet, this boom to be supported by eight anchor piers with a trip in the channel of the river for the passage of rafts. Boom No. 9, a guide boom, commencing near the head of the Remoux rapids in the Ottawa river, thence following the general direction of the Hull shore, at a short distance from it, and extending to the foot of the Deschenes rapids, a distance of about thirteen thousand feet, to be supported by twelve anchor piers. Boom No. 10, a retaining boom, commencing at Leitch's point in the

township of Onslow, in the county of Ottawa aforesaid, and extending in a southerly direction almost at right angles to the shore, a distance of sixteen hundred and fifty feet, thence at right angles in a westerly direction, a distance of seven thousand and five hundred feet, to the lower end of McGillivray's island, near the Chats' Falls, commencing again at the head of McGillivray's island aforesaid and extending to a small island commonly known as "One-two island" a further distance of two thousand and four hundred feet; in the portion of the boom below McGillivray's island there is a trip or provision to be made for the passage of steam boats and rafts, the said boom to be supported by fifteen anchor piers. Boom No. 11, known as "Mississippi Chenail Boom," commencing immediately above Fitzroy Harbour wharf, in the township of Fitzroy, in the county of Carleton aforesaid, and after following the line of two small islands to extend to the foot of the portage road above the foot of the Victoria timber slide, a distance of eighteen hundred feet, to be supported by five square piers. No. 12, a dam and slide at Learmonth's mills, in the township of Fitzroy aforesaid, to be flat dam sixty feet long with a slide, and a pier fifty feet long by thirty feet wide; also, booms and dams between a number of small islands in the Chats' rapids in the Ottawa River. Also a line of booms from the foot of the Cheneaux rapids in the Chats' Lake along the north shore of the Ottawa river for the purpose of keeping saw-logs from the shoals and boulders in the many small bays and inlets in that neighborhood. No. 13, the Lapasse boom commencing above Bertrand's wharf in the township of Westmeath, in the county of Renfrew, and province of Ontario, and extending down stream a distance of three thousand nine hundred and sixty feet, passing the head of the Rocher-Fendue channel and leading into the Calumet channel, in order to guide saw-logs to the north side of the Calumet island. No. 14, a retaining boom extending from the township of Chichester, in the county of Pontiac, in the province of Quebec, to Allumette Island at the foot of L'Islet rapids, of the length of twelve hundred feet or thereabouts, with two piers. No. 15, a guide boom extending from the island at the head of L'Islet rapids aforesaid in a slanting direction until it meets Allumette Island, a distance of fifteen hundred feet or thereabouts. No. 16, a guide boom extending from a point near the north shore of the Ottawa river about a mile below Fort William, opposite the township

of Sheen, in the county of Pontiac aforesaid, and following the line of the shore for a distance of seven thousand nine hundred and twenty feet. No. 17, Joachim boom commencing at a point at the mouth of Boom creek on the north side of the Ottawa river in the township of Aberdeen, in the county of Pontiac aforesaid, and extending in a slanting direction upstream and across the river to Moore's wharf, in the township of Rolph, in the county of Renfrew aforesaid, a distance of three thousand and two hundred feet, to be supported by ten anchor piers and having a trip or opening to admit of the passage of steamboats and rafts. No. 18, Chaudiere boom commencing at the foot of the Government slide, on the north side of the Ottawa river, in the said township of Hull, and extending down the river on the same side to Pine-tree Island as a guide boom, with a trip in the boom to admit of the passage of boats, rafts or steamboats. In connection with this guide boom is a retaining boom forming part of the said Chaudiere boom, and to commence at the lower end of the said Pine-tree Island, to which it will be secured at both ends and supported by piers to enable it to hold logs in the eddy below the island.

AND WE DO HEREBY DECLARE that the capital stock of the said Company shall be forty thousand dollars, to be divided into two thousand shares at the price or sum of twenty dollars each; and we, the undersigned stockholders, do hereby agree to take and accept the number of shares set by us opposite to our respective signatures, and we do hereby agree to pay the calls thereon according to the provisions of the said in part recited Act, and of the rules and regulations, resolutions and by-laws of the said Company to be made or passed in that behalf; and we do hereby nominate the Honourable John Hamilton, Alanson H. Baldwin, Levi Young, Henry F. Bronson and Ezra B. Eddy to be the first Directors of the said Company.

NAME	No. of Shares	Amount
John Hamilton.....	300	\$6,000.00
A. H. Baldwin.....	300	6,000.00
Levi Young.....	300	6,000.00
H. F. Bronson.....	300	6,000.00
E. B. Eddy.....	300	6,000.00
William G. Perley.....	300	6,000.00
J. R. Booth.....	200	4,000.00

DEPARTMENT OF PUBLIC WORKS,  
OTTAWA, June 4th, 1870.

SIR,

I have the honour to acquaint you that the accompanying documents, viz.:

1. A copy of the instrument of incorporation of The Upper Ottawa Improvement Company;
2. A detailed statement of the works to be done, and an estimate of their cost;
3. An estimate from the best available sources of the quantity of the different kinds of timber expected to come down the river yearly after the works have been completed.
4. A schedule of the tolls proposed to be collected, with plan or sketch showing the position of the proposed works, have, in accordance with the 68th chap. of the Consolidated Statutes of Canada, been laid before the Minister of Public Works, who directs me to notify you of his approval of the same, subject to the following conditions, viz:

1. That no piers, booms or other works shall be placed in such a position as to obstruct or interfere with the navigation of the river, either for steamboats, barges or scows, or for the passage of square timber, whether in rafts or otherwise.
2. That no piers, booms or other works shall be placed at any point or place in the river before a plan showing its position has been submitted by the Company, or before such plan has received the approval of the Governor-General-in-Council, it being at the same time distinctly understood that even such permission or sanction shall not entitle the Company to the right of retaining piers or booms at that place or in such a position, if they are, in the opinion of the Governor-in-Council, at any subsequent time, found to interfere with or incommode the navigation.
3. That any piers, booms or other works which the Company may have been permitted to construct or have constructed shall be removed without any claim being made or entertained for compensation on account of such removal, on due notice being given to that effect by the Minister of Public Works.

4. That wherever a boom is permitted to be placed in such a position as may in any way interfere with the channel, the Company must provide, at its own cost and expense, a sufficient number of men and station them at the place for the purpose of opening and closing the boom promptly, and taking the necessary steps for keeping the channel clear for the passage of vessels and rafts.

5. That the whole of the works thus authorized or constructed shall be at the entire risk of the Company, and shall not in any way injuriously interfere with those constructed by the Government.

I have the honor to be, Sir,

Your obedient servant,

F. BRAUN, Secretary.

J. B. LEWIS, Esq.,

Acting on behalf of

The Upper Ottawa Improvement Co.,  
Ottawa.

I hereby certify that I have received from the several Stockholders of The Upper Ottawa Improvement Company, instalments on the Capital Stock subscribed by them in the said Company, exceeding six per cent. on the amount of the Capital Stock of the said Company mentioned in the instrument of incorporation. Each Stockholder having paid to me as Treasurer of the said Company, more than six per cent. on the capital subscribed by him. Dated at the city of Ottawa, this tenth day of June, A.D. 1870.

WM. G. PERLEY,

*Secretary and Treasurer of*

*The Upper Ottawa Improvement Company*

I certify that the within Instrument is duly entered and Registered in the Registry Office for the County of Carleton, in book General Register for the County of Carleton, at twenty minutes past Twelve o'clock, noon, of the Eleventh day of June, A.D. 1870, No. 206.

WILLIAM SCHOFIELD,

*Deputy Registrar C.C.*

## CAP. LXVIII. (Con. Stat. Can. 1859.)

An Act respecting Joint Stock Companies to construct works to facilitate the transmission of Timber down Rivers and Streams.

HER Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:

1. Any number of persons not less than five may form themselves into a Company under the Provisions of this Act, for the purpose of acquiring or constructing and maintaining any dam, slide, pier, boom or other work necessary to facilitate the transmission of timber down any river or stream in this Province, and for the purpose of blasting rocks, or dredging or removing shoals or other impediments, or otherwise of improving the navigation of such streams for the said purpose. Companies may be formed for the improvement of rivers and streams. 16 V. c. 191, s. 1.—18 V. c. 84, s. 1.
2. Each share in the Company shall be twenty dollars, Shares to be \$20 each and to be personal property. and shall be regarded as personal property, and shall be transferable upon the books of the Company, in the manner provided by a By-law to be made by the Directors in that behalf. 16 V. c. 191, s. 8.
3. No such Company shall construct any such works over or upon or otherwise interfere with or injure any private property or the property of the Crown, without first having obtained the consent of the owner, or occupier thereof, or of the Crown, except as hereinafter provided. Not to interfere with public or private property without the consent of the Crown or of owners. 16 V. c. 191, s. 1.
4. No such Company shall be formed under the provisions of this Act to improve any river or stream, for the improvement of which any other Company has been formed either under this Act or any other Act of the Legislature, or upon which there is constructed any Provincial work, without the consent of such other Company or of the Governor-in-Council respectively, which consent shall be formally expressed in writing, and shall be registered together with the instrument by which such Company has been incorporated as hereinafter provided. Not to interfere with other Companies or with public works without consent. 16 V. c. 191, s. 1.

Five or more  
having sub-  
scribed Stock  
may execute an  
Instrument.

5. In case five or more persons having formed themselves into a Company under this Act, have subscribed stock to an amount adequate in their judgment to the construction of the intended work, they shall execute an instrument in duplicate according to the form in the Schedule to this Act; and the Company or one of their number, or the Directors named in the said instrument, shall pay to the Treasurer of the Company six per cent. upon the amount of the Capital Stock of the Company mentioned in the said instrument, and shall register the instrument, together with a receipt from the Treasurer of the Company, for the payment or instalment of six per cent., and also the approval in writing of the Commissioner of Public Works mentioned in the tenth section of this Act. 16 V. c. 191, ss. 2, 3.

How registration to be made.

6. Registration shall be made by leaving one of the original instruments and the receipt and approval aforesaid, with the Registrar of any one county in which the intended works are wholly or partly situated, or are intended to be made, and such Registrar shall copy the said instrument, receipt and approval into a book to be provided by him for that purpose, and shall afterwards retain and file the said original documents in his office, and for such registration the Registrar shall be entitled to charge the same fees as for the registration of the Memorial of a Deed. *Ibid.*

Persons paying  
six per cent. per  
share in behalf  
of defaulters  
may recover  
the amount.

7. In all cases where a stockholder has not paid six per cent. on the share or shares held by him, but some other party pays the same on his behalf, the party so paying may recover the amount as a debt, in any competent Court, although not previously authorized to pay the money on behalf of such Stockholder. 16 V. c. 191, s. 2.

Before works  
commenced a  
report to be  
made to the  
Commissioners  
of Public Works  
and to the  
Municipal  
Councils.

8. Every Company before commencing any of the works in its contemplation, shall cause a report to be laid before the Commissioner of Public Works, and a copy of such report before the Municipal Council of the County in which such works are proposed to be situated; or if the works are situated in more than one county, then before the Municipal Councils of the counties, in or on the boundaries of which such works are proposed to be situated; or if such proposed works are in un-surveyed lands not contained within the bounds of any County, then before the Chief Commissioner of Public Works alone. 16 V. c. 191, s. 3.

Contents of  
report.

9. The report shall contain—

1. A copy of the instrument by which the Company is incorporated;

2. A detailed description of the works to be undertaken, and an estimate of their cost;

3. An estimate from the best available sources of the quantity of different kinds of timber expected to come down the river yearly after the works have been completed; and

4. A Schedule of the tolls proposed to be collected.

10. The Company shall not commence any such works until the approval of the Commissioner of Public Works has been signified in writing, nor until after the expiration of thirty days from the laying the report or reports aforesaid before the Municipal Council or Councils, (as the case may be), although the approval of the Commissioner of Public Works has been signified in writing before the expiration of that period. 16 V. c. 191, s. 3,—18 V. c. 84, s. 2.

11. When the requirements contained in the preceding sections have been complied with, the Company shall become a Chartered and Incorporated Company, by the name designated in the instrument so to be registered as aforesaid; and by such name they and their successors shall be capable of purchasing, holding and conveying, selling and departing with any lands, tenements and hereditaments whatsoever, which may be useful and necessary for the purposes of the Corporation; and every such work as aforesaid, and all the materials from time to time provided for constructing, maintaining or repairing the same, shall be vested in such Company and their successors. 16 V. c. 191, s. 4.

12. Every such Company may make By-laws, and from time to time alter and amend the same, for the purpose of regulating the safe and orderly transmission of timber over or through the works of the Company, and the navigation therewith connected.

13. Copies of such By-laws shall be annexed to the reports required to be made by the Company by the eighth and ninth sections of this Act, and copies of all new By-laws and of all amended By-laws shall be annexed to the annual reports required by the twenty-seventh section of this Act.

Copies of the  
By-laws to accompany the  
reports.

When By-laws  
to come into  
force.

14. No such By-law or amended By-law shall have any force until one month after it has been included in such report, but, if at the end of one month such By-law has not been disallowed, as it may be by the Commissioner of Public Works, it shall have full force and be binding upon the Company and upon all persons using the works.

As to imposing  
penalties.

15. No such By-law shall impose any penalties or shall contain anything contrary to the true meaning and intention of this Act. 16 V. c. 191, s. 5.

Management of  
affairs for the  
first year.

16. The affairs, stock, property and concerns of every such Company, shall for the first year, be managed and conducted by five Directors, to be named in the instrument so to be registered as aforesaid, and thereafter to be annually elected by the Stockholders, on the second Monday of December, according to the provisions of a By-law to be passed by the Directors for that purpose.

By-laws to  
regulate elec-  
tions.

17. Such By-law shall regulate—

1. The manner of voting;

2. The place and hour of meeting for the election of Directors, and of Candidates for the direction; and

3. Any other matters, except the day of election, which the Directors deem necessary to carry out the provisions of this and the last preceding section.

To be publish-  
ed.

18. Such By-laws shall be published for three successive weeks in the newspaper, or one of the newspapers, nearest the place where the Directors of the Company usually meet for the transaction of business.

May be  
amended.

19. The Directors may alter, change or amend any such By-law, and such amended By-law shall be published in the manner above provided.

A failure to  
elect Directors  
provided for.

20. If the annual Election of Directors does not take place at the time appointed, the Company shall not thereby be dissolved, but the Directors for the time being, shall in that case continue to serve until another Election of Directors has been held.

21. Another Election when necessary shall be held within one month after the time appointed by law, and at a time which shall be provided for by By-law to be passed by the Directors of the Company for that purpose. 16 V. c. 191, s. 6. When renewed election to be held.

22. At any election of Directors, each stockholder shall be entitled to one vote for every share he holds in the Company, and upon which he is not in arrear on any call in respect thereof. 16 V. c. 191, s. 6. Who to be electors.

23. Any person being a stockholder and not in arrear as aforesaid, shall be eligible as a Director. 16 V. c. 191, s. 6. Who qualified to be Directors.

24. A majority of the Directors shall be a quorum for the transaction of business. Quorum.

25. The Directors may elect one or their number to be the President, and may nominate and appoint such officers and servants as they deem necessary; and in their discretion may take security from such officers and servants respectively for the due performance of their duties, and that they will duly account for all moneys coming into their hands to the use of the Company. 16 V. c. 191, s. 13. A President to be elected by the Directors.

26. If any vacancy happens amongst the Directors during the current year of their appointment, such vacancy shall be filled up for the remainder of the year by a person nominated by a majority of the remaining Directors, unless it is otherwise provided by some By-law or Regulation of the Company. 16 V. c. 191, s. 14. Vacancies in Directors to be filled.

27. The Directors of every Company incorporated under this Act shall annually in the month of January report to the Commissioner of Public Works, which report shall be under the oath of the Treasurer of the Company, and shall specify— Directors to report yearly to the Commissioners of Public Works.

1. The cost of the work;
2. The amount of all money expended;
3. The amount of the Capital Stock, and how much paid in;
4. The whole amount of tolls expended on such work;
5. The amount received during the year from tolls and all other sources, stating each separately, and distinguishing the tolls on different kinds of timber;

What the report is to contain.

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6. The amount of dividends paid;
7. The amount expended for repairs; and
8. The amount of debts due by the Company, specifying the objects for which the debts respectively were incurred. 16 V. c. 191, s. 22.

*Every Company to keep regular books of accounts.*

28. Every Company shall keep regular books of accounts, in which shall be entered a correct statement of the assets, receipts and disbursements of the Company, and such books shall be at all times open to the inspection and examination of any stockholder or any person for that purpose appointed by the Commissioner of Public Works, and every such Inspector may take copies or extracts from the same, and may require and receive from the keeper of such books, and also from the President and each of the Directors of the Company, and all the other officers and servants thereof, all such information as to such books, and the affairs of the Company generally, as the Inspector deems necessary for the full and satisfactory investigation into and report upon the state of the affairs of the Company, so as to enable such Inspector to ascertain whether the tolls levied upon such work are greater than this Act allows to be levied. 16 V. c. 191, s. 22.

*Provision for extending works or capital.*

29. If at any time after the formation of any such Company, the Directors are of opinion that it is desirable to alter, improve or extend the said work, or that the original capital subscribed will not be sufficient to complete the work contemplated, the said Directors, under a resolution to be passed by them for that purpose, may issue debentures, for sums not less than one hundred dollars each, signed by the President and countersigned by the Treasurer of the Company, and not exceeding in the whole one-fourth of their paid-up capital, or may borrow upon security of the Company, by bond or mortgage of the works and tolls thereon, a sufficient sum to complete the same, or may authorize the subscription of such number of additional shares as may be named in their resolution, a copy whereof, under the hand of the President and seal of the Company, shall be engrossed at the head of the subscription list to be opened for subscribers, to the additional shares.

*New shares to be registered and effect thereof.*

30. When such a number of new shares have been subscribed as the Directors deem it desirable to have registered, the

President shall deliver such new list of subscribers to the Registrar having the custody of the original instrument, and he shall attach such new list of subscribers thereto, and such list shall thenceforth be held and taken to be part and parcel of the said instrument.

31. All the subscribers to such list, and those who afterwards enter their names as subscribers thereon, with the consent of the Directors, signified by a resolution of the Board under the hand of the President and seal of the Company, shall be subject to all the liabilities and entitled to all the rights, benefits, privileges, and advantages, of original subscribers as well with respect to the first works undertaken as to any extension or alteration thereof as aforesaid, and such list and the subscriptions thereon shall thenceforth be considered as part and parcel of the original undertaking.

32. Such additional shares and stock shall be called in, demanded and recovered, in the same manner and under the same penalties as provided or authorized in respect of the original shares or stock of the Company. 16 V. c. 191, s. 7.

33. The Directors may call in and demand from the stockholders of the Company respectively, all sums of money by them subscribed, at such time and in such payments or instalments not exceeding ten per cent. at any one time, as the Directors deem proper, upon notice requiring such payment, published for four successive weeks in the newspaper or one of the newspapers nearest the place where the Directors of the Company usually meet for the transaction of business.

34. Any shareholder neglecting or refusing to pay a rateable share of the calls as aforesaid, for the space of two months after the time appointed for the payment thereof, shall forfeit his shares, which forfeiture shall go to the Company for the benefit thereof.

35. No advantage shall be taken of the forfeiture, unless the stock is declared to be forfeited at a general meeting of the Company, assembled at any time after such forfeiture has been incurred.

36. Such a forfeiture shall be an indemnification to the shareholder so forfeiting, against all actions, or prosecutions

Rights and liabilities of new subscribers.

How additional stock to be called in.

Directors may make calls not exceeding ten per cent. at any one time.

If calls not paid shares forfeited.

Forfeiture to be declared and at a general meeting.

Such forfeiture to discharge Shareholders later as.

whatever, for any breach of contract or other agreement between such shareholder and the other shareholders with regard to carrying on such undertaking. 16 V. c. 191, s. 10.

The Company  
may sue for  
calls after due  
notice.

37. The Company may, in any Court having jurisdiction in matters of simple contract to the amount demanded, sue for, and recover of or from any stockholder in the Company, the amount of any call or calls of stock which such stockholder has neglected to pay after public notice thereof for two weeks in the newspaper, or one of the newspapers, published nearest the place where the Directors of the Company usually meet for the transaction of business. 16 V. c. 191, s. 9.

Form of  
declaring for  
calls.

38. In any suit by the Company, against a stockholder brought to recover the money due for any call, it shall not be necessary to set forth the special matter, but it shall be sufficient for the Company to aver that the defendant is the holder of one share or more stating the number of shares in the stock of the Company, and that he is indebted to the Company in the sum of money to which the calls in arrear amount, in respect of one call or more upon one share or more (stating the number and amount of each of such calls) whereby an action hath accrued to the Company, by virtue of this Act. 16 V. c. 191, s. 11.

Proof to be  
given at the  
trial.

39. On the trial or hearing of any such suit, it shall be sufficient for the Company to prove that the defendant, at the time of making the call, was a holder of one share or more in the undertaking (of which when there has been no transfer of the shares, proof of subscription to the original agreement to take stock shall be sufficient evidence to the amount subscribed), and to prove that such call was in fact made, and such notice thereof given as is required; whereupon, the Company shall be entitled to recover the amount due upon such call, with interest thereon, unless it appears that due notice of such call was not given, and it shall not be necessary for the Company to prove the appointment of the Directors who made the call, or any other matter whatever. 16 V. c. 191, s. 12.

Treasurer's  
oath to be  
proof of notice.

40. The oath of the Treasurer shall be deemed sufficient proof of such notice, and a copy thereof shall be filed in the office of the Clerk of the Court where the trial takes place. 16 V. c. 191, s. 9.

41. If upon demand made by the Directors of the Company, the owner or occupier of any land, over, through or upon which the Company desires to construct any such work, or which would be flooded or otherwise interfered with, or upon which any power given by this Act to the Company is intended to be exercised, neglects or refuses to agree upon the price or amount of damages to be paid for, or for passing through or using such land, or for flooding or otherwise interfering with the same, and for appropriating the same to and for the use of the Company, or for the exercise of any such power as aforesaid, the Company may name one Arbitrator, and the owner or occupier of such land, may name another Arbitrator, and the said two Arbitrators may name a third, to arbitrate and determine upon the amount which the Company shall pay, before taking possession of such land or exercising such power, and the decision of any two of the said Arbitrators shall be final.

42. In ascertaining the amount aforesaid, due attention shall be had by the Arbitrators to the benefits which will accrue to the party demanding compensation, by the construction of the intended works.

43. The Company may tender the sum awarded to the party claiming compensation, who shall thereupon be bound to execute a conveyance of the land to the Company, or such other document as may be requisite, and the Company after such tender, whether a conveyance or other document be executed or not, may enter upon and take possession of the land, to and for the uses of the Company, and may hold the same, or exercise such power as aforesaid, in the same manner as if a conveyance thereof or other document had been executed.

16 V. c. 191, s. 15.

44. If any such owner or occupier neglects to name an Arbitrator for the space of twenty days, after having been notified so to do by the Company, or if the said two Arbitrators do not within the space of twenty days after the appointment of such second Arbitrator agree upon a third Arbitrator, or if any one of the said Arbitrators refuses or neglects, within the space of ten days after his appointment, to take upon himself the duties thereby imposed, then, upon the application of the Company, or of the other party, the Judge of the County Court of the County in Upper Canada, or of the Circuit Court of the Circuit in Lower Canada, within which the land lies, shall nominate a disinterested competent person, from any Township or Parish adjoining the Township or Parish in which

When matters respecting compensation to be submitted to arbitration.

Upon tender of the sum awarded, the Company entitled to a conveyance.

When the Judge, etc., to name an arbitrator.

such land is situate to act in the place of the Arbitrator so refusing or neglecting; and every Arbitrator so appointed by the Judge of the County Court, or Circuit Court, as the case may be, shall hear and determine the matter to be submitted to him, with all convenient speed, after he has been so nominated as aforesaid; and any award made by a majority of the Arbitrators shall be as binding as if the three Arbitrators had concurred in and made the same. 16 V. c. 191, s. 15.—See 18 V. c. 84, s. 7.

How Company  
to proceed in  
the case of  
lands of  
absentees.

45. In case any lands required by the Company for the purpose of any such work, or with regard to which any such power is to be exercised as aforesaid, are held or owned by any person, body politic, corporate or collegiate, whose residence is not within this Province or is unknown to the Company, or in case the title to any such lands is in dispute, or in case such lands are mortgaged, or in case the owner or owners of such lands are unknown, or unable to treat with the Company for the sale thereof, or the exercise of any such power as aforesaid by the Company, or to appoint Arbitrators as aforesaid, the Company may nominate and appoint one indifferent person and the Judge of the County Court or of the Circuit Court where such lands are situate, on the application of the Company, may nominate and appoint one other disinterested competent person from any Township or Parish adjoining the Township or Parish in which such lands are situate, who, together with one other person to be chosen by the persons so named before proceeding to business, or, in the event of their disagreeing as to the choice, with one other person to be appointed by such Judge as aforesaid before the others proceed to business, shall be Arbitrators to award, determine, adjudicate and order the respective sums of money which the Company shall pay to the party entitled to receive the same, for the said lands or damages as aforesaid, and the decision of a majority of such Arbitrators shall be binding. 16 V. c. 191, s. 16.—18 V. c. 84, s. 7.

46. When demanded the Company shall pay or cause to be paid to the several parties entitled to the same, the amount so awarded.

Amount of  
award to be  
paid on de-  
mand.

A record of the  
award to be  
drawn up and  
registered.

47. A record of the award shall be made up and signed by the Arbitrators, or a majority of them, specifying the amount awarded and the costs of arbitration, which may be settled by the said Arbitrators, or a majority of them; and such record

shall be deposited in the Registry Office of the County in or along which such lands are situate, and the Company may thereupon enter and take possession of such land to and for the uses of the Company, and may proceed with the construction of the works affecting the same.

48. The expenses of any arbitration under this Act shall be paid by the Company, and by them deducted from the amount of the award on payment thereof to the parties entitled to receive the same, if the Company, before the appointment of their Arbitrator, had tendered an equal or greater sum than that awarded by the Arbitrators, otherwise such expenses shall be borne by the Company, and the Arbitrators shall specify in their award by which of the parties the said costs shall be paid. 16 V. c. 191, s. 16.

Costs of  
reference to be  
paid by the  
Company, etc.

49. All lands taken by the Company, for the purpose of any such work, and which have been purchased and paid for by the Company, in the manner hereinbefore provided, shall become the property of the Company, free from all mortgages, incumbrances and other charges. 16 V. c. 191, s. 16.

When lands  
taken to be  
become the  
property of the  
Company.

50. If any such work be constructed upon or otherwise The use of  
Indian lands  
provided for. interferes with any tract of land or property belonging to or in possession of any tribe of Indians in this Province, or if any property belonging to them be taken, or any act be done under authority of this Act, occasioning damage to their properties or their possessions, compensation shall be made to them therefor, in the same manner as provided with respect to the property, possession or rights of other individuals; and whenever it is necessary for Arbitrators to be chosen by the parties for settling the amount of such compensation, the Chief Officer of the Indian Department within the Province shall name an Arbitrator on behalf of the said Indians; and where the said lands belong to any tribe or body of Indians, the amount awarded shall be paid to the said Chief Officer, for the use of such tribe or body. 16 V. c. 191, s. 17.

Who to be  
arbitrators.

51. The Arbitrators so appointed shall fix a convenient How arbitrat-  
ors to proceed. day for hearing the respective parties, and shall give eight days' notice at least of the day and place; and having heard the parties or otherwise examined into the merits of the matter so brought before them, the said Arbitrators or a majority of them shall, within thirty days of their appointment, make their award or arbitrament thereupon in writing, which award

or arbitrament shall be final as to the amount in dispute. 16 V. c. 191, s. 18.

If timber slides,  
etc., erected by  
others be  
assumed by the  
Company, how  
compensation  
to be made.

52. In case there be already established by any party other than a Company formed under this Act or some other Act of this Province, any slide, pier, boom, or other work, intended to facilitate the passage of timber down any water, for the improvement of which a Company is formed under this Act, such Company may take possession of the works, and the owners thereof or (if they have been constructed on the property of the Crown), the persons at whose cost they have been constructed, may claim a compensation for the value of such works either in money or in stock of such Company, at the option of such owner or the person at whose cost the same was constructed, and may become stockholders in the said Company for an amount equal to the value of such works, such value to be ascertained by Arbitrators appointed in the manner hereinbefore provided, and all the provisions of the forty-fifth to the forty-ninth sections of this Act shall apply to such work and the proprietors or possessors thereof in the same manner and to the same extent as to lands required by such Company and to the proprietors and occupiers thereof. 18 V. c. 84, s. 3, and 16 V. c. 191, ss. 19, 1.

When the 8th  
and 9th Sec-  
tions need not  
be complied  
with.

53. And in case any such Company purchases or takes possession of such works as aforesaid, and does not make or construct any other works than those so acquired, it shall not be requisite for the Company to observe the formalities required by the eighth and ninth sections of this Act, excepting only that such Company shall furnish the Commissioner of Public Works with the report and copy of report in the said sections mentioned. 18 V. c. 84, s. 6.

Mill sites, etc.,  
not to be taken  
without the  
consent of the  
owner.

54. Nothing herein contained shall authorize any Company formed under this Act to take possession of, or in any wise injure any mill site upon which there is existing any mills or machinery, or any hydraulic works other than those intended to facilitate the passage of timber; and no Company formed under this Act shall commence any work, which interferes with or endangers any such occupied mill site, without the assent in writing of the proprietor thereof previously obtained, or an award of Arbitrators appointed as herein provided, to the effect that the proposed works will not injure such mill site, which assent or award shall be registered in the same manner as the instrument of incorporation of such Company. 16 V. c. 191, s. 19.

55. The provisions of the seventeenth and eighteenth sections of the forty-eighth chapter of the Consolidated Statutes of Upper Canada, respecting mills and mill dams, shall extend to similar land in Upper Canada overflowed by any of the works constructed by any Company formed under this Act. The 17th and 18th Sections of the U. C. Consolidated Act, chap. 48, to apply, etc.  
16 V. c. 191, s. 20.

56. Nothing herein contained shall authorize any Company formed under this Act to obstruct any waters already Navigable water: not to be obstructed. Tolls on timber only. navigable, or to collect any tolls other than those upon timber.

57. If by reason of any dam erected by a Company formed under this Act, any fall or water power be created, the Company shall in no wise have any title or claim to the use of such water power; nevertheless, if the owner or occupier of the land adjoining has made a claim for compensation for damages arising from such dam, the Arbitrators may take into account the increased value of his property by reason of the water power so created. Rights of parties as to waterpowers created by the Company.  
16 V. c. 191, s. 21.

58. The tolls for the first year shall be calculated upon the Principle on which tolls to be calculated. estimates hereinbefore required to be made of the cost of the works, and the quantity of different kinds of timber expected to pass down the stream, and the tolls in all future years shall be calculated upon the cost of the works and the quantity of different kinds of timber expected to pass down the stream, and the receipts and expenditure, according to the accounts of the then next preceding year, as rendered in accordance with the provisions of the twenty-seventh and following sections of this Act; and the tolls shall be so calculated that, after defraying the necessary cost of maintaining and superintending the works and collecting the tolls, the balance of the receipts may as nearly as possible be equal and in no case exceed ten dollars for every hundred expended and invested in the said works; and if in any year the receipts from tolls are such, that, after defraying all the current expenses, there remains a clear profit of more than ten dollars upon every hundred of the capital expended, there shall nevertheless be divided amongst the Shareholders no greater dividend than after the rate of ten dollars for every hundred, and the remainder shall be carried over to the receipts of the following year. 16 V. c. 191, s. 23.

## Ratio of tolls.

59. The tolls to be collected upon different kinds of timber shall bear to each other the following proportions, viz.:—

Red and White Pine.....	per piece.....	1d
Oak, Elm and other hardwood.....	".....	1½
Spars.....	".....	3
Masts.....	".....	5
Saw Logs.....	".....	1/12
		18 V. c. 84, s. 5.
Sawed Lumber per M. board measure.....		1
Staves per M.....		15
Firewood, shingle bolts, and other timber per cord		2
		16 V. c. 191, s. 24.

The annual account to be rendered by the Company to contain a Schedule of Tolls.

60. The annual account required to be rendered by every Company, shall contain a Schedule of the tolls, calculated as aforesaid, which it is proposed to collect in the following year, and if it has not been notified to the President of the Company on or before the fifteenth day of March in each year, that the Schedule of tolls has been disallowed by an order of the Commissioner of Public Works, the President of the Company shall cause the said Schedule of tolls to be published for the space of one month in some newspaper published within the County or Counties, District or Districts in which, or nearest to which such works are situate, and such tolls so published shall be the lawful tolls for that year; but if it appears to the Commissioner of Public Works, that the proposed Schedule of tolls has not been calculated according to the true intent and meaning of this Act, such Commissioner may by an Instrument under his hand, alter or vary the said Schedule of tolls so as to make them correspond with the true meaning of this Act; and such amended Schedule of tolls shall be notified to the President of the Company, and shall by him be published as aforesaid, and shall be the lawful tolls for that year. 16 V. c. 191, s. 25.

Company may demand of owner statement of quantity of timber liable to toll.

At the peril of double toll.

61. Every such Company may demand from the owner of any timber intended to be passed through any portion of the works of the Company, or from the person in charge of the same, a written statement of the quantity of each kind of timber and of the destination of the same, and of the sections of the works through which it is intended to pass, and if no such written statement is given when required or a false statement is given, of the whole of such timber, or such part of it as has been omitted by a false statement, shall be liable to double toll.

62. Every such Company may demand and receive the lawful toll upon all timber which has come through or over any of the works of the Company; and the Company, by its servants, shall have free access to all such timber for the purpose of measuring or counting the same.

On what timber toll may be taken.

Right of Company to examine.

63. If the just tolls be not paid on demand, the Company may sue for the same in any Court of competent jurisdiction and recover from the owner of the timber the amount of the tolls and the costs of suit.

May sue for tolls.

64. If the owner of the timber objects to the amount of tolls demanded, and tenders a sum which he claims to be the true and just amount of the tolls, the Company shall pay the costs of the suit, unless the judgment obtained is for a greater amount than the sum so tendered. 16 V. c. 191, s. 26.

If full toll tendered, Company liable to costs.

65. If timber has not come through or over the whole of the works of the Company, but only through or over a part thereof, the owner of the timber shall only be liable to pay tolls for such sections of the whole works as he has made use of, if in the Schedule of tolls the work is divided into sections, and if not, then to pay such a portion of the whole toll as the distance such timber has come through the works, bears to the whole distance, over which such works extend. 16 V. c. 191, s. 26.

Toll to be apportioned to the extent of the works used.

66. If the true owner of any timber which has passed through any of the works of the Company cannot be ascertained, or if there be reasonable grounds to apprehend that the tolls thereon have not been paid by the owner or reputed owner or person in charge, any Mayor, Reeve or Justice of the Peace, having jurisdiction within the locality, through or adjoining which such navigation extends, or where the timber may be found, if within twenty miles of any such works, shall, upon the oath of any Director or servant of the Company that the just tolls have not been paid, issue a Warrant for the seizure of such timber, or so much thereof as will be sufficient to satisfy the tolls, which Warrant shall be directed to any constable or any person sworn in as a special constable for that purpose, at the discretion of the Magistrate, and shall authorize the person to whom it is directed, if the tolls are not paid within fourteen days from the date thereof, to sell the said timber, and out of the proceeds to pay to the Company the just tolls, together with the costs of the Warrant and sale, rendering the surplus on demand to the owner. 16 V. c. 191, s. 27.

When and how timber may be seized for tolls.

Penal consequences of malicious injuries.

67. If any person wilfully and maliciously burns, breaks down, injures, cuts, removes or destroys in whole or in part any dam, pier, slide, boom or other work of any such Company, or any chain or other fastening attached thereto, or wilfully and maliciously impedes or blocks up any channel or passage intended for the transmission of timber, he shall be guilty of a misdemeanor, and on conviction thereof shall be punished by fine and imprisonment in the common gaol for any term not exceeding one year, at the discretion of the Court before whom the offender is convicted. 16 V. c. 191, s. 28.

Or of impeding the operation of the Company.

68. If any person resists or impedes any of the servants of any such Company, in the transmission of any timber through any such works, or in carrying out any regulations of the Company for the greater safety and regularity of such transmission, or resists any such servants who may require access to any raft or other timber to ascertain the just tolls thereon, or in any way molests such Company or its servants in the exercise of any rights secured to them by this Act, such person shall, upon conviction thereof in a summary way before a Justice of the Peace having jurisdiction in the locality in or adjoining which the offence has been committed, be sentenced to pay a fine of not more than ten dollars nor less than one dollar, together with all costs, to be paid within a time to be limited by the said Justice, and in default to be levied as next hereinafter provided. 16 V. c. 191, s. 29.

How J. P. to proceed in prosecutions under this Act.

69. In any proceeding or prosecution before any Justice of the Peace under this Act, the Justice may summon the party complained against to appear at a time and place to be named in the summons, and if he does not appear accordingly, then upon proof of the due service of the summons upon such party either personally or by leaving a copy thereof at his usual place of abode, or with any adult person belonging to the raft to which such party is attached, the Justice may either proceed to hear and determine the case *ex parte*, or issue his warrant for apprehending and bringing such party before himself or some other Justice of the Peace, or the Justice may, without previous summons, issue such warrant, and the Justice before whom the parties appear or are brought shall proceed to hear and determine the case. 16 V. c. 191, s. 30.

How fines, etc. recoverable.

70. The fines and forfeitures authorized to be summarily imposed by this Act may be recovered upon information and

complaint before any Justice of the Peace of the County within which the same have been incurred, and shall be levied and collected by distress and sale of the offender's goods and chattels, under the authority of a Warrant of Distress for that purpose, to be issued by the Justice before whom the conviction has been had.

71. In case there are no goods or chattels to satisfy such Warrant, the offender shall be committed to the common gaol of the district or county for any period not exceeding one month; but this section shall not prevent the issuing of a Warrant of Commitment in the first instance, upon a conviction for any offence mentioned in the sixty-seventh Section of this Act. 16 V. c. 191, s. 21.

72. All fines and forfeitures collected under the authority of this Act shall be paid to the Treasurer of the Company Fines, etc., to be paid to the Treasurer of the Company. owning the work in respect of which such fines and forfeitures have been imposed, for the use of such Companies respectively. 16 V. c. 191, s. 32.

73. In any action or suit brought by or against any such Company, upon any contract or for any matter or thing whatsoever, any stockholder, or any officer or servant of the Company, shall be competent as a witness, and his testimony shall not be deemed inadmissible on the ground of interest, or of his being such servant or officer. 16 V. c. 191, s. 33.

74. If any suit be brought against any person for any matter or thing done in pursuance of this Act, such suit shall be brought within six months next after the fact committed, and not afterwards, and the defendant therein may plead the general issue only, and give this Act and the special matter in evidence on the trial. 16 V. c. 191, s. 34.

75. Every such Company shall, within two years from the day of their becoming incorporated, complete each and every work undertaken by them, and for the completion whereof they may be incorporated, in default whereof they shall forfeit all the corporate and other powers and authority which they have in the meantime acquired, and all their corporate powers shall thenceforth cease and determine, unless further time be granted by a By-law of the county or counties, district or districts, in or adjoining which the work is situate; and if any Company formed under this Act, for the space of one year abandons any works completed by them, so that the same are Within what time works to be completed, etc.

not in sufficient repair and cannot be used for the purpose proposed in their instrument of incorporation, then their corporate powers shall cease and determine. 16 V. c. 191, s. 35.

Works to be  
Kept in good  
repair.

76. After any works constructed by a Company under this Act have been completed and tolls established, the Company shall keep the same in good and sufficient repair; and if any such works have not been constructed according to the description given thereof in the report required by the ninth Section of this Act, or have become insufficient or out of repair, any person interested in the navigation may serve upon any servant of the Company a notice of such insufficiency, and if within a reasonable time after the service of such notice the necessary repairs have not been completed, such Company shall be liable for the damage which any person may sustain from the continuance of such insufficiency; but no Company formed under this Act shall be held liable for any damage, so long as their works are in accordance with the description or specification thereof in the original instrument required to be registered, or in any description or specification subsequently approved of and registered, nor for any damage arising from the accidental destruction or injury of their works, but only for the damage which may arise from the wilful neglect of the Company after notice served upon one of its servants as hereinbefore provided. 16 V. c. 191, s. 36.

When Com-  
panies may be  
united.

77. Any two Companies formed for the construction of works on any streams contiguous to each other, may unite and form one consolidated Company, on such terms as to them seem meet; and the name of such united Companies to be then assumed, shall thenceforth be the corporate name thereof, and such united Companies may then exercise and enjoy all the rights, and shall be subject to all the liabilities of other Companies formed under the provisions of this Act, and which the separate companies had and enjoyed or were subject or liable to before the union thereof. 16 V. c. 191, s. 37.

The Legisla-  
ture may alter  
this Act at dis-  
cretion.

78. Notwithstanding the privileges conferred by this Act, the Legislature may at any time in their discretion, make such additions to this Act, or such alterations of any of its provisions as they may think proper for affording just protection to the public, or to any person or body corporate or politic, in respect to their estate, property, right or interest therein,

or any advantage, privilege or convenience connected therewith, or in respect to any way or right of way that may be affected by any of the powers given to any such Corporation.

79. Whenever it is found expedient for the public service, When the Governor-in-Council may declare a Company dissolved. the Governor-in-Council may declare any Company formed under this Act dissolved, and may declare all the works of any such Company, Provincial Works, upon payment to such Company of the then actual value of the works, to be decided by Arbitrators, one of whom shall be appointed by the Commissioner of Public Works, and one by the Company, and if they do not agree to an award, the Judge of the County Court for the county in Upper Canada or the Judge of the Circuit Court in Lower Canada in or adjoining which the works are situate, shall be the third Arbitrator. Arbitration in such case. 16 V. c. 191, s. 38.

80. In every case where any lands or works in Lower Canada have been acquired or purchased, or taken possession of under the provisions of this Act, and when the Company purchasing or taking possession of such lands or works, have cause to believe that the occupier or person in possession of such lands or works is not the legal owner thereof, or that such lands or works are already mortgaged or hypothecated, the Company shall not be bound to pay the amount of the purchase money or of the award provided for by this Act to the occupier thereof, but may deposit in the hands of the Prothonotary of the district in which such lands or works are situate, the purchase money of such land or works, or the amount awarded therefor, together with their deed of purchase or award, as the case may be, and may proceed to obtain a ratification by the Superior Court sitting in such district, of such deed of purchase or award, in the manner practised for the ratification of title deeds.

81. The real proprietor of such land or works, and all others having claims in or upon the same may intervene in such proceeding Real owner may intervene. to claim and obtain the purchase money or amount awarded to such lands or works, or their due share thereof, and the Court may grant such ratification, and upon the ratification the Company shall become and be the legal and indefeasible proprietor of the land or works, free and clear of all claims, charges and incumbrances whatsoever, and the money so deposited shall stand in lieu of such land or work, and in case of substitution or where minors or interdicted parties are interested, the Court may make such order as

seems meet for the protection of the parties entitled to the same. 18 V. c. 84, s. 4.

SCHEDULE.—See s. 5.

Be it remembered, that on this      day of      in the year of our Lord, one thousand eight hundred and      we, the undersigned stockholders, met at      in the county of      in the Province of Canada, and resolved to form ourselves into a Company, to be called (*here to insert the corporate name intended to be taken by the company*) according to the provisions of the Consolidated Statutes of Canada, intituled *An Act, etc.*, (*insert the title of this Act*.) for the purpose of constructing a slide, wharf, pier, (or other such work as aforesaid, describing the nature, extent and situation thereof), and we do hereby declare that the capital stock of the said Company shall be      dollars, to be divided into      shares, at the price or sum of twenty dollars each; and we, the undersigned stockholders, do hereby agree to take and accept the number of shares set by us opposite to our respective signatures, and we do hereby agree to pay the calls thereon, according to the provisions of the said in part recited Act and of the Rules and Regulations, Resolutions and By-laws of the said Company, to be made or passed in that behalf; and we do hereby nominate (*the names to be here inserted*) to be the first Directors of the said Company.

Names.	Number of Shares	Amount

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## CHAP. LXXVII.—38 VICTORIA.

An Act relating to The Upper Ottawa Improvement Company.

[Assented to 8th April, 1875.]

WHEREAS The Upper Ottawa Improvement Company Preamble. have petitioned to have their charter, which was granted under the Act entitled "An Act respecting Joint Stock Companies to construct works to facilitate the transmission of Timber down rivers and streams," and being chapter sixty-eight of the Consolidated Statutes of the late Province of Canada, confirmed by a separate Act of the Parliament of Canada, and the said Company have also petitioned to have powers conferred on them, to save drifted or escaped timber, logs and lumber, and to secure the same for the rightful owners, and to construct such dams, piers and booms as may be found necessary to accomplish their said object, and it is expedient to grant the prayer of their petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. The said "The Upper Ottawa Improvement Company" Corporation continued. shall continue to be a body corporate, and by that name shall have perpetual succession and a common seal, with all the powers, privileges, and obligations conferred and imposed upon them by the said chapter sixty-eight of the Consolidated Statutes of the late Province of Canada, which powers, privileges, and obligations are hereby continued to and upon them, and in addition thereto, with power to purchase, acquire and hold such real estate as they may deem necessary for their purposes, and the same again to sell, convey or exchange, as they shall see fit, and also, by their corporate name to sue and be sued, and to acquire and hold all such booms, piers, vessels, boats, matters and things as may be deemed by them necessary to use and employ in and about the salvage of timber, lumber and saw logs on the River Ottawa.

2. The Company shall, over that part of the river line Company, with approval of Government may construct certain works. between Des Joachims Rapids and Deschenes Rapids and the lands adjoining, have power at ten separate and distinct points on the River Ottawa at which it may be necessary to attach the said booms to the shores of or islands in the said river,

first having obtained a formal approval by the Governor-in-Council of their selection of such ten points, to acquire at each of such points a parcel of land extending for a distance, for any works to be constructed, not exceeding five hundred feet along the margin of the river, and extending back from the said river for a distance not exceeding fifty feet from high water mark; and in case the owner or owners of the said parcel and the said Company shall be unable to agree upon the price or consideration to be paid or given therefor, then all questions between the said parties, touching compensation or damages, shall be settled and determined by arbitration in the manner provided by "The Railway Act, 1868," for the appropriation of lands by railways; and the powers and provisions contained in the clauses of the said "Railway Act, 1868," relating to lands and their valuation, shall, so far as applicable, extend to the Company, in order to enable them to acquire in a compulsory manner such parcels of land as aforesaid: Provided always, that the compulsory powers herein granted shall be exercised within three years from the passing of this Act, and not after; and the Company shall have power to hold, maintain, use and enjoy all the works, booms and piers constructed by them on the south side of the River Ottawa, between Little Chaudiere Falls and the upper end of Coffin Island as indicated on the plans in the Department of Public Works, and to construct other works of a similar description, subject to all the powers, privileges and conditions in this Act contained; subject, nevertheless, as to all the aforesaid works, that they or any or either of them shall be removed by the Company immediately after notice by the Department, that such removal is ordered by the Minister of Public Works.

3. Before the said Company shall proceed with the construction of their booms, piers and works, and of any future alterations or enlargement thereof, plans and specifications of the same, and of any such proposed amendments thereof, shall be made and submitted to and approved of by the Minister of Public Works for the time being.

4. The capital stock of the Company shall be one hundred and thirty thousand dollars, divided into six thousand five hundred shares of twenty dollars each, and shall be composed of the stock already paid or subscribed and such new stock as

And take land  
for such pur-  
pose un-  
der  
Railway Act,  
1868, making  
compensation.

Proviso:  
Compulsory  
powers to be  
exercised  
within a  
certain time.

Works  
subject to  
removal.

Plans to be  
submitted for  
approval.

Capital stock  
and shares.

may be required to make up the above amount; and the unpaid stock may be sued for by the Company against any subscriber and recovered in an action of debt; and the said Company <sup>Increase of capital.</sup> shall have power hereby to increase the capital stock from one hundred and thirty thousand dollars to two hundred thousand dollars.

5. The affairs of the Company shall be managed by a <sup>Board of Directors.</sup> Board of five Directors, who shall choose one of their number to be President of the Company, who, as Chairman, shall have the casting vote at all meetings of the Board in case of an equality of votes, in addition to his individual vote as a Director.

6. The present President and Directors of the Company <sup>Present President and Directors continued in office.</sup> shall remain in office until their successors are appointed in accordance with the By-laws passed, or to be passed, by the shareholders.

7. The shareholders shall have power at a general meeting <sup>By-laws may be made by shareholders at general meeting.</sup> to enact By-laws to provide for and regulate the payment of calls on capital stock, the manner of voting for and the election of the Directors, the transfer of shares in the capital stock, the forfeiture or sale of the same in case of non-payment of calls, the increase of the capital stock, if need be, and the appropriation of the new shares among the present shareholders, or for opening new subscription lists as may seem advisable, and for such other purposes as they shall deem proper, and to alter, amend and repeal such By-laws as they shall see fit.

8. The chief office of the Company shall be in the City <sup>Chief office.</sup> of Ottawa.

9. The Company shall have power to levy and collect tolls, dues and charges on all saw logs, timber and lumber which may have come into their possession by reason of the existence of the Company's works, or the exercise of any of the powers under this Act, upon such tolls, dues and charges being first approved by the Governor-in-Council, and upon publication thereof in the *Canada Gazette*; and the Governor-in-Council may, from time to time, alter and amend such tariff of dues, tolls and charges; and the Company shall hold a lien for such <sup>Charges may be collected by the Company under tariff fixed by Gov.-In-Council.</sup>

22

tolls, dues and charges on the timber, lumber and saw logs, in respect of which the same are chargeable: Provided always, that in case of rafts or cribs of timber breaking away from their moorings by storm or stress of weather or other cause, and lodging in the booms or works of the Company, the owners of such rafts or cribs shall be at liberty to remove the same from the said works without charge, save and except for damages to the Company's works; but the owners thereof shall be obliged to remove such cribs or rafts with all due diligence within the working season after such lodging, failing which the said timber shall be subject to the tolls, dues and charges authorized by the said Order in Council.

Provise:  
as to timber  
driven into  
Co.'s booms by  
storm.

Raft owners  
may moor to  
piers.

10. The Company shall not hereafter prevent the owner or owners of a raft or rafts from snubbing or mooring his or their raft or rafts to any pier or piers owned or belonging to the Company.

CHAP. LXXII—89 VICTORIA.

An Act to extend the provisions of "An Act relating to The Upper Ottawa Improvement Company."

[Assented to 12th April, 1878.]

WHEREAS The Upper Ottawa Improvement Company Preamble. have petitioned to have their charter extended and certain additional powers conferred on them, and it is expedient to grant the prayer of their petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. Those works which have been recently constructed on the Upper Ottawa, known as "Melona Chenail Boom" and "Allumette Boom," are hereby authorized and confirmed, subject always to compulsory removal after notice as is provided in section two of the Act passed in the thirty-eighth year of Her Majesty's reign, intituled, "An Act relating to The Upper Ottawa Improvement Company."

2. The privilege of selecting and acquiring ten separate and distinct parcels of land as provided in the said second section is hereby extended to the first day of May, one thousand eight hundred and eighty-one, and the same shall not be taken to have been reduced or impaired by the construction of the said works in the first section of this Act mentioned.

3. The said Company shall have a further power to levy and collect tolls, dues and charges for boom working expenses, the same having been first approved by the Governor-in-Council and published in the *Canada Gazette* pursuant to the provisions of section nine of the said cited Act, which section shall apply thereto; and the Order in Council to be adopted thereunder shall be deemed the only authority required for the tolls, dues and charges, and also for the works of the Company.

4. The Company may become parties to bills of exchange and promissory notes, either as makers, endorsers, drawers, acceptors or holders, and may sue and be sued thereon, provided the same are made, drawn, endorsed, accepted or taken in accordance with a by-law or by-laws to be passed by the shareholders.

5. The by-laws of the Company shall not require publication in any newspaper, but the same shall be printed and posted in the office of the Company and be open to inspection at all reasonable hours; Provided always that copies of all such by-laws shall be appended to the Company's annual report made to the Minister of Public Works.

Certain works authorised and confirmed.

28 V., c. 77.

Land selection privilege extended.

Dues for boom working expenses.

Company may be parties to promissory notes, etc.

No publication of by-law required.

Proviso.

## CHAP. IX—43 VICTORIA.

An Act to amend the Act respecting Joint Stock Companies to construct works to facilitate the transmission of Timber down Rivers and Streams.

[Assented to 29th April, 1880.]

Preamble.  
C. S. C., c. 68.

WHEREAS it is expedient to amend the Act being chapter sixty-eight of the Consolidated Statutes of the late Province of Canada, intituled, "An Act respecting Joint Stock Companies to construct works to facilitate the transmission of Timber down Rivers and Streams." Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Section 59  
repealed; new  
provision.

Proportion of  
rates of toll.

1. Section fifty-nine of the said Act is hereby repealed and the following substituted therefor:—

"59. The tolls to be collected upon different kinds of timber shall bear to each other the following proportions, viz.:—

Red and White Pine, Tamarac, Spruce and Hemlock, square.....	per piece	cents
Oak, Elm and other hardwood, square or flattened	"	1
Spars.....	"	1½
Masts.....	"	3
Sawlogs, 17 ft. and under.....	"	5
Red and White Pine, Tamarac, Spruce and Hemlock, round or flattened, over 17 ft. and under 25 ft. long.....	"	½
do do 25 to 35 ft. long.....	"	½
do do 35 ft. and upwards in length.....	"	1
Sawed lumber, per 1,000 ft. board measure.....		3
Staves, per 1,000.....		15
Firewood, shingle and other lumber, per cord.....		2

## CHAP. CII.—51 VICTORIA.

An Act relating to The Upper Ottawa Improvement Company.

[Assented to 22nd May, 1882.]

WHEREAS The Upper Ottawa Improvement Company ~~have~~ have petitioned for an Act to extend the powers conferred upon them and to amend the Acts respecting their incorporation, and it is expedient to grant the prayer of their petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. Subject to the provision in the following section contained, The Upper Ottawa Improvement Company shall, over any part of the river line of the Ottawa River from the head of the Chats Rapids, to the foot of the Quinze Rapids, and on the shores adjoining the said extent of the said river and the islands therein, have power to purchase or acquire any booms or piers in the said part of the said river, and to construct and maintain any dam, slide, wharf, pier, boom or other work necessary to facilitate the transmission and towing of timber and saw logs down the Ottawa River, and to blast rocks, dredge or remove shoals or other impediments, or otherwise improve the navigation of the said river, upon payment of compensation to any individual injured thereby. Certain works authorized.
2. The Company shall, at whatever point on the shores of the Ottawa River or islands in the said river they determine it necessary to attach the said booms or construct the said dams, wharves, piers or slides, first obtain the formal approval of the Governor-in-Council of their selection of such point or points, and of the locations of the said booms, dams, wharves, piers or slides, and may then acquire by purchase at each of such points a parcel of land suitable for their purpose. Subject to sanction of Governor-in-Council. Acquisition of lands.
3. Before the Company proceed with the construction of their booms, wharves, piers and works, and of any future alterations or enlargement thereof, plans of the same and of any such proposed amendments thereof shall be made and submitted to and approved of by the Minister of Public Works for the time being. Plans to be submitted for approval.
4. The Company is authorized to increase its capital stock to the sum of two hundred and fifty thousand dollars, in shares of twenty dollars each; which increase shall be made by a Capital stock may be increased.

majority of the shareholders present in person or represented by proxy at any general or special meeting of the Company called for the purpose, and may be so made at once or from time to time, as may be expedient; and stock books for such additional stock may be opened by order of the directors.

Disposition of new stock.

5. After one month's notice in the *Canada Gazette*, and in one or more newspapers published in the City of Ottawa, and in the Counties of Pontiac and Renfrew, a book shall be opened at the chief place of business of the Company at the City of Ottawa, in which any person may subscribe for shares of the capital stock increased by this Act; and in case a larger number than the shares to be allotted shall be subscribed for, then there shall be an allotment of shares among the subscribers *pro rata* so that no subscriber shall be excluded. Ten per cent. shall be paid up upon the allotment therefor, and in default of payment of any call duly made, the unpaid stock in respect of which a shareholder is in default, shall be recoverable by the Company in an action of debt against such defaulting shareholder.

Calls.

6. Such additional shares or stock may be called in, demanded and recovered in the same manner and under the same penalties as provided or authorized in respect of the original shares or stock of the Company.

Amount limited.

Form of bonds.

7. The Board of Directors of the Company, under the authority of the shareholders to them given at any annual or special general meeting called for the purpose in the manner mentioned in section five of this Act, attended by shareholders in person or represented by proxy, who represent at least two-thirds in value of the subscribed stock of the Company, and who have paid all calls due thereon, may, from time to time borrow money, and issue debentures of the Company therefor, to an amount not to exceed in the aggregate the sum of one hundred and fifty thousand dollars.

8. The debentures of the Company shall be for such sums not being less than one hundred dollars, and in such currency, and shall bear such rate of interest not greater than six per cent. per annum, as the Board of Directors deem advisable, and shall be payable not less than one year from the issue thereof, at such place as is therein mentioned, and may be in the form of Schedule A to this Act or to the like effect.

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9. The Board of Directors may make the principal of such <sup>Payment thereof.</sup> borrowed money repayable by annual instalments during the currency of the period, not to exceed thirty years, within which the debentures are to be paid,—such instalments to be of such amounts that the aggregate amount of principal and interest in any year shall be equal as nearly as may be to what is payable for principal and interest during each of the other years of such period,—and may issue the debentures of the Company for the amounts and payable at the times corresponding with such instalments, together with interest annually or semi-annually; and such debentures may be in the form set forth in Schedule B to this Act or to the like effect.

10. No dividend shall be paid by the Company in any year <sup>When only dividend may be paid.</sup> until and unless full provision is made for the said instalments of principal and interest falling due in that year.

11. The Company may construct, acquire, charter, navigate and maintain steamboats and tugs, for the towing of logs and timber upon the Ottawa River, from the Quinze Rapids to the Chaudiere, and may tow logs and timber upon the said river <sup>Company may own steam vessels for towing timber.</sup> between the said points at such rates and charges as are reasonable, and approved of by the Governor-in-Council.

12. The Company may, having first received the written consent of the respective owners thereof, collect, save, sort and tow all timber, lumber and saw logs found loose upon the Ottawa River or stranded upon the shallows and banks thereof, and shall be entitled to be paid reasonable dues and charges therefor. <sup>Company may collect logs, etc.</sup>

13. A tariff for all dues and charges, which by this Act <sup>Tariff of charges; approval and publication thereof.</sup> the Company are entitled to exact shall, before being imposed, be first approved of by the Governor-in-Council and published in the *Canada Gazette*, and in at least one newspaper in the City of Ottawa, and in one in each of the Counties of Pontiac and Renfrew, and the Governor-in-Council may, from time to time, alter and amend such tariff of dues and charges; and no discrimination or preference in the passage of any of the <sup>No discrimination in rates.</sup> said booms, or in tariff rates, shall be made in favor of or against the logs of any persons, passing through any of the said booms; and in fixing any rate or toll the Company shall not make any unjust or partial discrimination between different localities or persons.

Telegraph  
and telephone  
lines.

Payment of  
directors.

Statement for  
Minister of  
Public Works  
and what it  
shall contain.

38 V., c. 77 and  
39 V., c. 72, to  
apply.

Navigation not  
to be impeded.

Equality of  
rights as to  
towing.

14. The Company may, for its own use only, construct, acquire and operate telegraph and telephone lines in connection with their business and works upon the Ottawa River and the banks thereof.

15. At any annual meeting of the shareholders, or at any special general meeting, it shall be lawful to enact by-laws or pass resolutions for the remuneration of the directors.

16. The Company shall annually, in the month of January, report to the Minister of Public Works for the time being; such report shall be under the oath of the treasurer of the Company and shall specify:—

- (1). The actual cost of the work in cash;
- (2). The amount of all money expended;
- (3). The amount of the capital stock and how much paid in;
- (4). The whole amount of tolls expended on such work;
- (5). The amount received during the year from tolls and all other sources, stating each separately and distinguishing the tolls on different kinds of timber;
- (6). The amount of dividends paid;
- (7). The amount expended for repairs; and—
- (8). The amounts of debts due by the Company, specifying the objects for which the debts respectively were incurred, and showing the amount of outstanding debentures.

17. All the provisions of the Act incorporating the Company and of the Acts amending the same, which are applicable to the Company, and not inconsistent with the provisions of this Act, shall apply and be continued under this Act.

18. Wherever a boom is permitted to be placed in such a position as to in any way interfere with the channel, the Company shall provide at its own cost and expense a sufficient number of men and there station them for the purpose of opening and closing the trip of the boom, which said trip shall not be less than four hundred and fifty feet in width, and the same shall be opened promptly and so as to cause no delay, and the necessary steps shall be taken for keeping the channel clear for the passage of vessels and rafts.

19. The Company, if they acquire and operate steamboats, shall afford facilities for towing timber and shall give at all times due and reasonable preference or advantage in towing

timber, as against towing saw logs, so that the owners of timber requiring to be towed shall not suffer any undue or unreasonable prejudice in any respect whatever.

20. Whenever it is found expedient for the public service, Works may be assumed by the Crown. or to be for the general advantage of Canada, the Governor-in-Council may declare the Company dissolved and may declare all the works of the Company to vest in the Crown, upon payment to the Company of the actual value of the works, to be decided by arbitrators, one of whom shall be appointed by the Minister of Public Works and one by the Company; and if they do not agree to the award, the Judge of the Exchequer Court of Canada shall be the third arbitrator: Provided always, that in no case shall the actual value exceed the actual cost of the works. Compensation.

21. Whenever it is found expedient in the public interest Portions of works may be ordered to be removed. that any portions of the Company's works should be removed from the Ottawa River, the Governor-in-Council may by order direct that such portion of the works be removed from the river; and the Company shall forthwith remove such works indicated in the said order, without any compensation whatever.

#### SCHEDULE A.

No. ■

The Upper Ottawa Improvement Company.

Under and by virtue of the Act passed in the year of the reign of Her Majesty Queen Victoria and chaptered and by virtue of a by-law of the directors of The Upper Ottawa Improvement Company, dated the day of

188 , The Upper Ottawa Improvement Company promises to pay the bearer at the Bank of British North America, in the City of Ottawa, the sum of on the day of A.D. and the half yearly coupons hereto attached, as the same shall severally become due.

Dated at in the County of  
this day of , A.D.

President.

Treasurer.

## CONT'D

Coupon for interest and semi-annual instalment of The Upper Ottawa Improvement Company's debenture issued under by-law of The Upper Ottawa Improvement Company, dated the                    day of                   , \$            payable at the Bank of British North America, in the City of Ottawa, on                    day of                   , A.D. 188 .

*President.*

**Treasurer.**

**SCHEDULE B**

No. 11

### Debenture of The Upper Ottawa Improvement Company.

The Corporation of The Upper Ottawa Improvement Company hereby promises to pay to bearer at the Bank of British North America, in the City of Ottawa, the sum of dollars of lawful money of Canada and interest thereon at six per cent. per annum, in equal annual instalments of dollars, the first of such instalments to be paid on the day of A.D. 188 , pursuant to by-law passed by the directors of the said Corporation, dated day of 188 , to raise the sum of , pursuant to an Act passed in the year of Her Majesty's reign, intituled: "An Act relating to The Upper Ottawa Improvement Company."

*President.*

*Secretary.*

Coupon for first annual instalment of debenture number  
, of The Upper Ottawa Improvement Company issued  
under by-law passed by the directors on the day  
of 188 , \$ payable at the  
Bank of British North America, in the City of Ottawa.

## CHAP. XXVI.—56 VICTORIA.

An Act further to amend the Act respecting Joint Stock Companies to construct works to facilitate the transmission of Timber down Rivers and Streams.

[Assented to 1st April, 1893.]

HER Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. The section substituted by section one of chapter nine of the Statutes of 1880 for section fifty-nine of *An Act respecting Joint Stock Companies to construct works to facilitate the transmission of Timber down Rivers and Streams*, chapter sixty-eight of the Consolidated Statutes of the late Province of Canada, is hereby repealed and the following substituted therefor:—

“59. The tolls to be collected upon different kinds of timber shall bear to each other the following proportions, viz.: Proportionate rates of toll.

	Cents.
Red and white pine, tamarac, spruce and hemlock, square or waney board, per thousand cubic feet . . . . .	15
Oak, elm or other hardwood, square or flattened, or waney board, per thousand cubic feet . . . . .	22½
Saw logs, 17 feet and under in length, per thousand feet, board measure . . . . .	1
Red and white pine, tamarac, spruce and hemlock, round or flattened, over 17 feet and under 30 feet long, per thousand feet, board measure . . . . .	1½
Red and white pine, tamarac, spruce and hemlock, round or flattened, 30 feet and upwards in length, per thousand feet, board measure . . . . .	1½
Sawed lumber, per thousand feet, board measure . . . . .	3
Staves, per thousand feet, board measure . . . . .	15
Cords of wood, shingle bolts and other lumber, per cord of 128 cubic feet . . . . .	2
Spars, per piece . . . . .	3
Masts, per piece . . . . .	5
Railway ties, other than cedar, in 8 or 16 feet lengths, per length of 8 feet . . . . .	1 24
Cedar, round or flattened, 8 feet long, or under, per piece	1 22

Cedar, round or flattened, over 8 feet and under 17 feet long, per piece.....	1
Cedar, round or flattened, 17 feet and under 25 feet long, per piece.....	1
Cedar, round or flattened, 25 feet and under 35 feet long, per piece.....	1
Cedar, round or flattened, 35 feet and upwards in length, per piece.....	1

## Mode of computation.

"2. The mode of computation with regard to such timber shall be that known as 'Scribner's rule.' "

C. S. C., c. 88.  
S. 61 amended.

2. Section sixty-one of the said chapter sixty-eight is hereby repealed and the following substituted therefor:—

Company may demand specification of timber.

Double toll for false s; ecific-  
cation.

"61. Every such company may demand from the owner of any timber intended to be passed through any portion of the works of the Company, or from the person in charge of the same, a detailed specification of each kind of timber and of the destination of the same, and of the sections of the works through which it is intended to pass; and if no such specification is given when required, or a false specification is given, the whole of such timber or such part of it as has been omitted by a false specification, shall be liable to double toll."

3. This Act shall come into force on the first day of January, A.D. 1894.

## BY-LAW No. 1

The Upper Ottawa Improvement Company enacts as follows:—

1st. A transfer book shall be opened and kept by the Secretary or Secretary-Treasurer, upon which transfers of the shares of the capital stock of the Company may be made and entered.

2nd. Such transfers are to be signed by the party or parties, transferring his or their shares, and to be in the form A in the Schedule to this By-law; but no transfer shall be deemed complete so as to pass the right or title to the stock, or to relieve the owner from responsibility to the Company, until and unless the same shall have been so signed and entered in the Transfer Book; and until the transfer shall have been accepted by the transferee, who shall therewupon hold the Stock, subject to all the by-laws, rules and regulations of the Company affecting the same, such acceptance to be in the Form B in the Schedule to this By-law.

### SCHEDULE A

In consideration of dollars  
to me paid, I transfer shares in  
the Capital Stock of The Upper Ottawa Improvement Company unto  
of

Witness my hand this day of  
A.D. 18

WITNESS,

### SCHEDULE B

I, the above-named hereby  
accept of the above transfer, and agree to hold the stock so transferred,  
subject to all the by-laws, rules and regulations of this Company.

Dated this day of  
A.D. 18

WITNESS,

Passed by the Directors, and given under the corporate seal and hand  
of the President of the Company, this fourteenth day of December, A.D.  
1874.

J. R. BOOTH,  
Secretary.

A. H. BALDWIN,  
President.

## BY-LAW No. 2

The Upper Ottawa Improvement Company enacts as follows:—

1st. The affairs, stock, property and concerns of the Company shall be managed by a Board of Directors, to be composed of five stockholders, who shall be annually chosen on the second Monday in December, in each year after the present year.

2nd. In the present year the election of directors shall be held on the fourth Monday in the month of December next, and this By-law shall be published in the meantime in accordance with sec. 18, cap. 68, of the Consolidated Statutes of Canada.

3rd. The mode of voting for directors shall be by open vote, upon question put by the chairman, and the yeas and nays shall be taken down.

4th. The meeting for the election of directors shall be held at the office of the Company, in the City of Ottawa, at the hour of two o'clock p.m.

5th. Each stockholder shall be entitled to one vote for every share he holds in the Company, and upon which he is not in arrear for any call in respect thereof.

6th. So soon as the five directors shall have been chosen, they shall elect one of their number to be President of the Company; and the Board so constituted may nominate and appoint such officers and servants as they shall deem necessary.

Passed by the stockholders and given under the corporate seal and hand of the President of the Company, this twenty-ninth day of November, A.D. 1875.

J. R. BOOTH,  
*Secretary.*

A. H. BALDWIN,  
*President.*

BY-LAW No. 8

The Upper Ottawa Improvement Company, pursuant to the power conferred on them by Section Four, of Chapter 72, of the Statutes of Canada, passed in the thirty-ninth year of Her Majesty's reign, hereby enact as follows:—

1. The President of the Company, having first been duly authorized by resolution of the Board, may sign, draw, accept and endorse any Promissory Note and Bill of Exchange as such President, for and on behalf of the Company, and the same shall be binding on the Company in the character in which the signature purports to be given, whether as maker, acceptor, drawer or endorser, and all Notes and Bills, at any time heretofore made, signed, accepted, drawn or endorsed by the President as aforesaid, as such President, for and on behalf of the Company, shall be valid and binding on the Company.
2. In the absence of the President, the Board of Directors may authorize by resolution any member of the Board as Chairman thereof, to sign, draw, accept and endorse Bills of Exchange and Promissory Notes, as such chairman, for and on behalf of the Company, and the same having been first duly authorized by resolution of the Board, shall be binding upon the Company in like manner as if the same had been signed, drawn, accepted or endorsed by the President of the Company.
3. Promissory Notes may be taken and accepted by the Company for and on account of dues and tolls payable to the Company, and the same shall be taken in the usual form and be made payable to the Company, and the same shall become negotiable on the endorsement of the President of the Company, or in his absence of the Chairman of the Board of Directors.

Passed by the stockholders and given under the corporate seal and hand of the President of the Company, this first day of June, A.D. 1876.

J. R. BOOTH,  
*Secretary.*

A. H. BALDWIN,  
*President.*

## BY-LAW No. 4

By-law of The Upper Ottawa Improvement Company, to acquire certain piers, booms and works in the Ottawa River, claimed by John Rudolphus Booth, Perley and Pattee, Bronsons and Weston, G. A. Grier & Co., and Alanson Hovey Baldwin, to settle the value thereof by arbitration and to pay the owners thereof the compensation therefor by the issue to them respectively in the proportions to be determined in pursuance of an agreement between the said parties dated 27th September, 1886, of new paid up stock in the capital stock of the Company.

WHEREAS, John Rudolphus Booth, Perley and Pattee, Bronsons and Weston, G. A. Grier & Co., and Alanson Hovey Baldwin claim to be the owners of that work or undertaking called the south shore retaining boom at Ottawa, otherwise known as the "Chaudiere Amorting Boom," particularly described as follows: Six top water piers and single boom attached thereto along the mouth of that portion of the Ottawa River known as "Lazy Chenail;" Twenty-seven top water piers with double and single booms, gap platforms and cribs attached thereto and with cabins erected thereon forming what is known as the "Chaudiere Amorting Boom" and situated between the foot of the Little Chaudiere Rapids on the south side of the Ottawa River and the private ponds of the Chaudiere mill owners; Two top water piers and boom extending in a westerly direction from the westerly end of Young Island, a pier dam between Young and Boom Islands; Four pier dams between and connecting Boom and Lemieux Islands and the intervening islands.

And whereas, the said parties have offered to sell and convey the said piers, booms and works to the said The Upper Ottawa Improvement Company for a compensation to be determined by arbitration, to be paid by the issue to them respectively of new paid-up shares in the capital stock of the Company in the proportions to be determined pursuant to an agreement dated 27th September, 1886, deposited with the Secretary of the said Company.

And whereas, the said parties have, by a notice to the Secretary of the Company, dated 27th September, 1886, appointed William Richards, of Ottawa, to be their arbitrator for the said arbitration.

The Upper Ottawa Improvement Company enact as follows:—

1. It is expedient and for the benefit of this Corporation to acquire and take possession of that work or undertaking called the south shore retaining

boom at Ottawa, otherwise known as the "Chaudiere Amortizing Boom" particularly described as follows: Six top water piers and single boom attached thereto along the mouth of that portion of the Ottawa River known as "Lazy Chenail;" Twenty-seven top water piers with double and single booms, gap platforms and cribs attached thereto and with cabins erected thereon, forming what is known as the "Chaudiere Amortizing Boom," and situated between the foot of the Little Chaudiere Rapids on the south side of the Ottawa River and the private ponds of the Chaudiere mill owners; Two top water piers and boom extending in a westerly direction from the westerly end of Young Island, a pier dam between Young and Boor      is; Four pier dams between and connecting Boom and Lemieux Islands and the intervening islands.

2. George Patrick Brophy, of the City of Ottawa, Civil Engineer, is hereby named the arbitrator for the Corporation in conjunction with William Richards, the arbitrator named by John Rudolphus Booth, Perley and Pattie, Bronsons and Weston, G. A. Grier & Co., and Alanson Hovey Baldwin, and pursuant to the Statute in case they disagree by the appointment by them of a third arbitrator to arbitrate, ascertain and determine upon the value of the said piers, booms and works.

3. Forthwith after the value of the said piers, booms and works has been ascertained by the said arbitration and the respective interests of John Rudolphus Booth, Perley and Pattie, Bronsons and Weston, G. A. Grier & Co., and Alanson Hovey Baldwin have been ascertained pursuant to the agreement made between them dated 27th September, 1886, the President and Secretary of this Corporation are authorized to take possession of the said piers, booms and works and sign and seal with the seal of this Corporation and issue to them, the said John Rudolphus Booth, Perley and Pattie, Bronsons and Weston, G. A. Grier & Co., and Alanson Hovey Baldwin respectively and in proportion to their respective interests in said piers, booms and works new paid-up shares in the capital stock of this Corporation of the par value of twenty dollars for each share as full compensation for the value to them respectively of the said piers, booms and works.

Passed by the stockholders, and given under the corporate seal and hand of the President of the Company this thirteenth day of October, A.D. 1886.

G. B. GREENE,  
Secretary.

HIRAM ROBINSON,  
President.

## BY-LAW No. 5

The Upper Ottawa Improvement Company enacts as follows:—

1. The capital stock of this Company is hereby increased from the sum of one hundred and twenty-two thousand one hundred and eighty dollars to the sum of one hundred and forty thousand three hundred and twenty dollars by the issue of nine hundred and seven shares of the value of twenty dollars each share.
2. That the directors are hereby authorized to appropriate the new shares to the number of nine hundred and seven among the present shareholders, or may open new subscription lists for the said nine hundred and seven shares as they may deem advisable, and shall direct when and in what manner the amount subscribed for the said shares shall be payable.
3. The Secretary is hereby authorized to issue certificates for said shares to the parties subscribing therefor when the amount of said shares is fully paid up.
4. The money arising from the subscription of said new shares shall be applied in acquiring from the several owners thereof the plant at Des Joachims Boom, Fort William Boom, Allumette Boom, Melons Chenail Boom, Cheneaux Boom, Quio Boom, Thomson's Bay Boom, Chaudiere Assorting Boom.

Passed by the stockholders, and given under the corporate seal and hand of the President of the Company, this twelfth day of May, A.D. 1887.

G. B. GREENE,  
Secretary.

HIRAM ROBINSON,  
President.

## BY-LAW No. 6

**By-law to increase the capital stock of The Upper Ottawa Improvement Company.**

WHEREAS the capital stock of The Upper Ottawa Improvement Company is the sum of \$140,820.00 divided into seven thousand and sixteen shares of \$20—all of which has been taken up and paid in full.

And it is expedient for the due and proper carrying on of the works and business of the said Company to increase the said Capital stock.

Therefore the said The Upper Ottawa Improvement Company enacts as follows:—

That the capital stock of the said Company be and it is hereby increased from the sum of \$140,820.00 to the sum of \$148,760.00, such increase to be divided into 422 shares of the value of \$20 each.

The Directors of the said Company are hereby authorized and directed to open stock books for and to receive subscriptions for new stock in the said Company to the amount of the said increase in the capital stock of the said Company, and to regulate the allotment of such new stock, the making of calls thereon, the payment thereof, the issue and registration of certificates of such new stock, the forfeiture of such new stock for non-payment, the disposal of forfeited stock and of the proceeds thereof in such manner as the said Directors shall judge best and expedient.

Passed by the Stockholders and given under the Corporate Seal and hand of the President of the Company this twenty-fourth day of September, A.D. 1888.

G. B. GREENE,  
Secretary.

HIRAM ROBINSON,  
President.

## BY-LAW No. 7

By-law of The Upper Ottawa Improvement Company to purchase and acquire the boom and piers at the head of Lake Temiscamingue below the foot of Quinze Rapids.

WHEREAS certain booms and piers have been put, placed and erected at the head of Lake Temiscamingue, below the foot of Quinze Rapids on the Ottawa River, and the said booms and piers are claimed by Gillies Brothers, The Bronsons & Weston Lumber Company and R. H. Klock & Company, and it is expedient for the due and proper carrying on of the works and business of the said The Upper Ottawa Improvement Company to purchase and acquire the said booms and piers and the appurtenances thereto belonging as hereinafter mentioned.

Therefore The Upper Ottawa Improvement Company enacts as follows:—

The said last mentioned Company shall purchase and acquire the said booms and piers and the appurtenances thereto belonging and such point or points of land on the Ottawa River and on the islands thereof necessary for said booms and piers.

The Directors of the said last mentioned Company are hereby authorized and directed to purchase and acquire the said booms and piers and the appurtenances thereto belonging and such point or points of land on the Ottawa River and on the islands thereof, necessary for said booms and piers, from the said claimants or such other persons, firms or corporations as shall be the owners thereof, at such price or prices and on such terms of payment as the said Directors shall judge expedient, and in default of agreeing on such price or prices the said Directors are hereby authorized and directed to take all requisite and necessary proceedings to arbitrate and determine the amount which the Company shall pay for the said booms, piers and appurtenances and point or points of lands necessary therefor.

The said Directors are also hereby authorized and directed to apply for and obtain the formal approval of the Governor-in-Council (if deemed necessary) of the selection by the said Company of the said booms and piers and appurtenances thereto belonging, and such point or points on the Ottawa River and on the islands thereof necessary for said booms and piers and the purchase thereof as aforesaid.

Passed by the Stockholders, and given under the Corporate Seal and hand of the President of the Company this twenty-fourth day of September, A.D. 1888.

G. B. GREENE,  
Secretary.

HIRAM ROBINSON,  
President.

## BY-LAW No. 8

By-law to create and issue debentures of The Upper Ottawa Improvement Company to the amount of One Hundred and Fifty Thousand Dollars.

WHEREAS by an Act of the Parliament of Canada being 51 Victoriae chapter 102 the Board of Directors of The Upper Ottawa Improvement Company were empowered under the authority of the Shareholders to them given at a Special General Meeting called for the purpose in the manner provided by said Act to borrow money and to issue debentures of the Company therefor to an amount not to exceed the sum of One Hundred and Fifty Thousand Dollars.

AND WHEREAS at a Special General Meeting of the Shareholders of The Upper Ottawa Improvement Company duly called for the purpose in the manner and under the provisions of the said Act held at the City of Ottawa on the 13th day of August, 1889, at which were present shareholders in person or represented by proxy representing more than two-thirds in value of the subscribed stock of the said Company, it was resolved—

"That the Shareholders of The Upper Ottawa Improvement Company in Special General Meeting called for the purpose do hereby authorize the Board of Directors of The Upper Ottawa Improvement Company pursuant to the provisions of an Act of Parliament being chapter 102 of 51 Victoriae to borrow money and issue debentures of the Company therefor to an amount not to exceed in the aggregate the sum of one hundred and fifty thousand dollars."

Therefore under and by virtue of the provisions of and the powers conferred by the said Act and all other powers in any wise enabling them the Board of Directors of The Upper Ottawa Improvement Company do borrow the sum of One Hundred and Fifty Thousand Dollars and hereby enact that the President and Secretary of the Company do create, issue and deliver debentures therefor to the amount of One Hundred and Fifty Thousand Dollars divided into the several series for the respective sums and payable at the respective times hereinafter next mentioned, that is to say—

Two debentures for \$2,000.—each, payable on 1st December 1890 to the bearer thereof.  
Two debentures for \$2,000.—each, payable on 1st December 1890 to the bearer thereof.  
Two debentures for \$2,000.—each, payable on 1st December 1891 to the bearer thereof.  
Two debentures for \$2,000.—each, payable on 1st December 1891 to the bearer thereof.  
Two debentures for \$2,000.—each, payable on 1st December 1892 to the bearer thereof.  
Two debentures for \$2,000.—each, payable on 1st December 1892 to the bearer thereof.  
Two debentures for \$2,000.—each, payable on 1st December 1893 to the bearer thereof.  
Two debentures for \$2,000.—each, payable on 1st December 1893 to the bearer thereof.  
Two debentures for \$2,000.—each, payable on 1st December 1894 to the bearer thereof.  
Two debentures for \$2,000.—each, payable on 1st December 1894 to the bearer thereof.  
Two debentures for \$2,000.—each, payable on 1st December 1895 to the bearer thereof.  
Two debentures for \$2,000.—each, payable on 1st December 1895 to the bearer thereof.

Two debentures for \$2,000.—each, payable on 1st December 1894 to the bearer thereof.  
 Two debentures for \$2,000.—each, payable on 1st December 1896 to the bearer thereof.  
 Two debentures for \$2,000.—each, payable on 1st December 1897 to the bearer thereof.  
 Two debentures for \$2,000.—each, payable on 1st December 1897 to the bearer thereof.  
 Two debentures for \$2,000.—each, payable on 1st December 1898 to the bearer thereof.  
 Two debentures for \$2,000.—each, payable on 1st December 1898 to the bearer thereof.  
 Two debentures for \$2,000.—each, payable on 1st December 1899 to the bearer thereof.  
 Two debentures for \$2,000.—each, payable on 1st December 1899 to the bearer thereof.  
 Two debentures for \$2,000.—each, payable on 1st December 1900 to the bearer thereof.  
 Two debentures for \$2,000.—each, payable on 1st December 1900 to the bearer thereof.  
 Two debentures for \$2,000.—each, payable on 1st December 1901 to the bearer thereof.  
 Two debentures for \$2,000.—each, payable on 1st December 1901 to the bearer thereof.  
 Two debentures for \$2,000.—each, payable on 1st December 1902 to the bearer thereof.  
 Two debentures for \$2,000.—each, payable on 1st December 1902 to the bearer thereof.  
 Two debentures for \$2,000.—each, payable on 1st December 1903 to the bearer thereof.  
 Two debentures for \$2,000.—each, payable on 1st December 1903 to the bearer thereof.  
 Two debentures for \$2,000.—each, payable on 1st December 1904 to the bearer thereof.  
 Two debentures for \$2,000.—each, payable on 1st December 1904 to the bearer thereof.

Which debentures shall respectively be signed by the President under the corporate seal of the Company and countersigned by the Secretary thereof.

The said Debentures shall be payable at the respective times aforesaid at the banking office of The Union Bank of Canada in the City of Ottawa, and shall bear interest respectively at and after the rate of five and one-half of one per cent. per annum computed from the 1st December 1889, which interest shall be payable half-yearly on the 1st June and 1st December in every year during the currency of such debentures respectively, such interest shall be payable at the said banking office of The Union Bank of Canada upon presentation and the delivery up and surrender of the coupons representing such interest.

The said Debentures respectively shall have coupons attached representing the interest accruing due thereunder half yearly and the date of payments thereof respectively and such coupons shall be signed by the President and Secretary of the Company.

Passed by the Board of Directors of The Upper Ottawa Improvement Company at a meeting held this Fifteenth day of November 1889, at which a quorum of four Directors were present and of which all the members of the Board had due notice as required by law.

G. B. GREENE,  
*Secretary.*

HIRAM ROBINSON, [L.S.]  
*President.*

## BY-LAW No. 9

WHEREAS, under the provisions of by-law No. 2 of The Upper Ottawa Improvement Company it was enacted that the Board of Directors should be annually chosen on the second Monday of December in every year.

And, whereas, on the second Monday of December, 1889, the election of Directors did not take place at the said time appointed, and by reason thereof it has become necessary to provide a time for a general meeting of the shareholders of the said Company to elect a Board of Directors.

THEREFORE, the Directors of The Upper Ottawa Improvement Company enact:—

1. That a General Meeting of the Shareholders be held on Monday, the twenty-third day of December, 1889, at the Company's office, in the City of Ottawa, at the hour of two o'clock in the afternoon, for the election of a Board of Directors for the said Company.
2. That the Secretary shall give notice of such meeting to every shareholder by mailing the same to him ten days before said meeting, in the post office, in the City of Ottawa, addressed to him at his usual place of abode, and also by publishing notice of said meeting in the "Ottawa Daily Citizen" newspaper at least ten days before said meeting.

Passed by the Board of Directors of The Upper Ottawa Improvement Company, at a meeting held this twelfth day of December, 1889, at which a quorum of four directors were present, and of which all the members of the Board had due notice as required by law.

G. B. GREENE,  
Secretary.

HIRAM ROBINSON, [L.S.]  
President.

**BY-LAW No. 10**

The Directors of The Upper Ottawa Improvement Company  
enact:—

That all Notes, Bills of Exchange, Cheques and Instruments to be signed by the Company, and by which the Company shall be bound, shall be signed by the President, or in his absence, by a Director and by the Secretary-Treasurer.

Passed by the Board of Directors of The Upper Ottawa Improvement Company, at a meeting held this twelfth day of December, 1889, at which a quorum of five directors were present, and of which all the members of the Board had due notice as required by law.

**G. B. GREENE,**  
*Secretary.*

**HIRAM ROBINSON, [L.S.]**  
*President.*

BY-LAW No. 11

The Upper Ottawa Improvement Company enact as follows:—

1. The Directors of The Upper Ottawa Improvement Company may, from time to time, as they think proper, borrow from any incorporated bank, or any person, such sum or sums of money as it may be deemed desirable to borrow, and signified by a resolution passed at any meeting of the Directors, and for such sums of money so borrowed the Directors may, from time to time, give the promissory notes of the Company, and may, from time to time, give the promissory notes of the Company by way of renewal of the said promissory notes as the same shall respectively fall due.
2. All promissory notes, bills of exchange and instruments to be signed, accepted and given by the Company, and by which the Company shall be bound, shall be signed and accepted by the President, or in his absence by some other Director, and by the Secretary-Treasurer of the Company.

Passed by the Shareholders of The Upper Ottawa Improvement Company, and given under the corporate seal and hand of the President of the Company, this eighth day of December, eighteen hundred and ninety.

G. B. GREENE,

*Secretary-Treasurer.*

HIRAM ROBINSON, [Seal]  
*President.*

## BY-LAW No. 12

By-law to create and issue debentures of The Upper Ottawa Improvement Company to the amount of Sixty Thousand Dollars.

WHEREAS, by an Act of the Parliament of Canada, being 51 Victoriae, chapter 102, the Board of Directors of The Upper Ottawa Improvement Company were empowered under the authority of the shareholders to them given at a Special General Meeting called for the purpose in the manner provided by said Act, from time to time to borrow money and issue debentures of the Company therefor, to an amount not to exceed in the aggregate, the sum of One Hundred and Fifty Thousand Dollars.

AND WHEREAS, at a Special General Meeting of the Shareholders of The Upper Ottawa Improvement Company duly called for the purpose in the manner and under the provisions of the said Act held at the City of Ottawa on the sixth day of November, 1895, at which were present shareholders in person or represented by proxy representing more than two-thirds in value of the subscribed stock of the said Company and who had paid all calls due thereon, it was resolved:

"That whereas, The Upper Ottawa Improvement Company now have debentures outstanding to the amount of and not exceeding the sum of "One Hundred Thousand Dollars of which two debentures for Three "Thousand Dollars each and two debentures for Two Thousand Dollars "each are made payable on the first day of December, 1895,

"Be it resolved that the shareholders of The Upper Ottawa Improvement Company in Special General Meeting called for the purpose do hereby authorize the Board of Directors of The Upper Ottawa Improvement Company at any time after the said two debentures for Three Thousand Dollars each and the said two debentures for Two Thousand Dollars each made payable on the first day of December 1895 shall have been paid and the amount of the debentures of the said Company then outstanding thereby reduced to the sum of Ninety Thousand Dollars to borrow money and issue debentures of the said Company therefor to the amount of Sixty Thousand Dollars pursuant to the provisions of an Act of Parliament being Chapter 102 of 51 Victoriae."

AND WHEREAS, The said two debentures for Three Thousand Dollars each and the said two debentures for Two Thousand Dollars each respectively mentioned and referred to in the said resolution hereinbefore recited have been fully paid and satisfied;

AND WHEREAS, the whole debenture debt of the said Company does not now exceed in the aggregate the sum of Ninety Thousand Dollars,

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Therefore under and by virtue of the provisions of and the powers conferred by the said Act and all other powers in any wise enabling them the Board of Directors of The Upper Ottawa Improvement Company do borrow the sum of Sixty Thousand Dollars and hereby enact that the President and Secretary of the said Company do create, issue and deliver debentures therefor to the amount of Sixty Thousand Dollars divided into the several series for the respective sums and payable at the respective times hereinafter next mentioned, that is to say:

Two debentures for \$2,000.—each, payable on 4th December 1896 to the bearer thereof;  
Two debentures for \$2,000.—each, payable on 4th December 1897 to the bearer thereof;  
Two debentures for \$2,000.—each, payable on 4th December 1898 to the bearer thereof;  
Two debentures for \$2,000.—each, payable on 4th December 1899 to the bearer thereof;  
Two debentures for \$2,000.—each, payable on 4th December 1900 to the bearer thereof;  
Two debentures for \$2,000.—each, payable on 4th December 1901 to the bearer thereof;  
Two debentures for \$2,000.—each, payable on 4th December 1902 to the bearer thereof;  
Two debentures for \$2,000.—each, payable on 4th December 1903 to the bearer thereof;  
Two debentures for \$2,000.—each, payable on 4th December 1904 to the bearer thereof;  
Two debentures for \$2,000.—each, payable on 4th December 1905 to the bearer thereof;

which debentures shall respectively be signed by the President under the corporate seal of the said Company and countersigned by the Secretary thereof. The said debentures shall be payable at the respective times aforesaid at the banking office of the Union Bank of Canada in the City of Ottawa and shall bear interest respectively at and after the rate of five per cent. per annum computed from the fourth December 1895, which interest shall be payable half yearly on the fourth June and fourth December in every year during the currency of such debentures respectively such interest shall be payable at the said banking office of the Union Bank of Canada upon presentation and the delivery up and surrender of the coupons representing such interest. The said debentures respectively shall have coupons attached representing the interest accruing due thereunder half yearly and the date of payment thereof respectively and such coupons shall be signed by the President and Secretary of the said Company.

Passed by the Board of Directors of The Upper Ottawa Improvement Company at a meeting held this fourth day of December 1895, at which four directors were present (three directors constituting a quorum) and of which all the members of the Board had due notice as required by law.

G. B. GREENE,  
*Secretary.*

HIRAM ROBINSON, [L.S.]  
*President.*

BY-LAW No. 13

The Upper Ottawa Improvement Company enacts as follows:—

1. That from and after the first day of January 1898, the Directors of the Company, as remuneration for their services, shall each be entitled to receive the sum of ten dollars for each meeting of the Board of Directors which he has or shall have attended, and the Secretary-Treasurer of the Company is hereby authorized to pay the same.

Passed by the Stockholders and given under the corporate seal and hand of the President of the Company this twelfth day of December one thousand eight hundred and ninety-eight.

G. B. GREENE,  
*Secretary-Treasurer.*

HIRAM ROBINSON, [L.S.]  
*President.*

## BY-LAW No. 14

By-law to create and issue Debentures of The Upper Ottawa Improvement Company, Limited, to the amount of One Hundred and Twelve Thousand Dollars.

WHEREAS, by an Act of the Parliament of Canada, Chapter 102 of the Statutes of 1888, the Board of Directors of The Upper Ottawa Improvement Company, Limited, were empowered under the authority of the Shareholders to them given at a Special General Meeting of the Shareholders of the Company called for the purpose and in the manner provided by said Act, from time to time to borrow money and to issue debentures of the Company therefor to an amount not to exceed in the aggregate the sum of One Hundred and Fifty Thousand Dollars.

AND WHEREAS, at a Special General Meeting of the Shareholders of The Upper Ottawa Improvement Company, Limited, duly called for the purpose, in the manner and under the provisions of the said Act held at the Head Office of the Company at the City of Ottawa on the 8th day of December, 1902, at which meeting were present Shareholders (in person or represented by proxy) representing more than two-thirds in value of the Subscribed Stock of the said Company, and who had paid all calls due thereon, it was resolved:

"That Whereas, The Upper Ottawa Improvement Company, Limited, now have Debentures outstanding to the amount of and not exceeding the sum of Thirty-eight Thousand Dollars,

"Be it Resolved, That the Shareholders of The Upper Ottawa Improvement Company, Limited, in Special General Meeting called for the purpose, do hereby authorize the Board of Directors of The Upper Ottawa Improvement Company, Limited, to borrow money and to issue Debentures of the said Company therefor to the amount of One Hundred and Twelve Thousand Dollars pursuant to the provisions of an Act of Parliament, being Chapter 102 of 51 Victoriae."

BE IT THEREFORE ENACTED, That the Board of Directors of The Upper Ottawa Improvement Company, Limited, may, under and by virtue of the provisions and of the powers conferred by said Act, and of all other powers in any wise enabling them in that behalf, borrow from such bank, company or individual as may be willing to lend the same, the sum of One Hundred and Twelve Thousand Dollars, and that the President and Secretary of the said Company shall create, issue and deliver Debentures therefor, to the amount of One Hundred and Twelve Thousand Dollars and interest, which amount, with interest at the rate of five per centum per annum computed from the 10th January, 1903, shall be divided into a series of twenty equal consecutive instalments, of such amounts that the

aggregate of principal and interest in each year shall be equal as nearly as may be to what is payable for principal and interest during each of the other years in which an instalment shall be paid, and for each such instalment a Debenture shall be issued and shall be for the amount, and shall be payable on the dates respectively hereunder written, that is to say:—

One debenture for \$8,987.17, payable on the 10th January, 1904;  
 One debenture for \$8,987.17, payable on the 10th January, 1905;  
 One debenture for \$8,987.17, payable on the 10th January, 1906;  
 One debenture for \$8,987.17, payable on the 10th January, 1907;  
 One debenture for \$8,987.17, payable on the 10th January, 1908;  
 One debenture for \$8,987.17, payable on the 10th January, 1909;  
 One debenture for \$8,987.17, payable on the 10th January, 1910;  
 One debenture for \$8,987.17, payable on the 10th January, 1911;  
 One debenture for \$8,987.17, payable on the 10th January, 1912;  
 One debenture for \$8,987.17, payable on the 10th January, 1913;  
 One debenture for \$8,987.17, payable on the 10th January, 1914;  
 One debenture for \$8,987.17, payable on the 10th January, 1915;  
 One debenture for \$8,987.17, payable on the 10th January, 1916;  
 One debenture for \$8,987.17, payable on the 10th January, 1917;  
 One debenture for \$8,987.17, payable on the 10th January, 1918;  
 One debenture for \$8,987.17, payable on the 10th January, 1919;  
 One debenture for \$8,987.17, payable on the 10th January, 1920;  
 One debenture for \$8,987.17, payable on the 10th January, 1921;  
 One debenture for \$8,987.17, payable on the 10th January, 1922;  
 One debenture for \$8,987.17, payable on the 10th January, 1923;

each of which said Debentures shall be signed by the President under the corporate seal of the said Company and countersigned by the Secretary thereof. The said Debentures shall be payable's, at the respective times aforesaid, at the banking office of such bank in the City of Ottawa as the Directors shall determine and name in said Debentures, upon presentation thereof of the respective Debentures on the date set opposite the respective Debenture as above written.

Passed by the Board of Directors of The Upper Ottawa Improvement Company, Limited, at a meeting held at their Head Office this twenty-second day of December, 1902, at which five Directors were present (three Directors of the said Company constituting a quorum thereof) and of which all the members of the said Board had due notice as required by law.

G. B. GREENE,  
*Secretary.*

HIRAM ROBINSON, [L.S.]  
*President.*

## BY-LAW No. 15

By-law to create and issue Debentures of The Upper Ottawa Improvement Company, Limited, to the amount of Sixty Thousand Dollars.

WHEREAS by an Act of the Parliament of Canada, Chapter 102 of the Statutes of 1888, the Board of Directors of The Upper Ottawa Improvement Company, Limited, were empowered under the authority of the Shareholders to them given at a Special General Meeting of the Shareholders of the Company, called for the purpose and in the manner provided by said Act, from time to time to borrow money and to issue Debentures of the Company therefor to an amount not to exceed in the aggregate the sum of one hundred and fifty thousand dollars.

AND WHEREAS at a Special General Meeting of the Shareholders of The Upper Ottawa Improvement Company, Limited, duly called for the purpose, in the manner and under the provisions of the said Act, held at the Head Office of the Company at the City of Ottawa on the 28th day of February, 1909, at which meeting were present Shareholders (in person or represented by proxy) representing more than two-thirds in value of the Subscribed Stock of the said Company, and who had paid all calls due thereon, it was resolved:

"That Whereas The Upper Ottawa Improvement Company, Limited, now have Debentures outstanding to the amount of and not exceeding the sum of Eighty-eight Thousand Nine Hundred and Sixty 77-100 Dollars,

"Be it Resolved that the Shareholders of The Upper Ottawa Improvement Company, Limited, in Special General Meeting called for the purpose, do hereby authorize the Board of Directors of The Upper Ottawa Improvement Company, Limited, to borrow money and to issue Debentures of the said Company therefor to the amount of Sixty Thousand Dollars pursuant to the provisions of an Act of Parliament being Chapter 102 of 51 Victoria."

BE IT THEREFORE ENACTED, that the Board of Directors of The Upper Ottawa Improvement Company, Limited, may, under and by virtue of the provisions and of the powers conferred by said Act, and of all other powers in any wise enabling them in that behalf, borrow from such Bank, Company or individual as may be willing to lend the same, the sum of Sixty Thousand Dollars, and that the President and Secretary of the said Company shall create, issue and deliver Debentures therefor, to the amount of Sixty Thousand Dollars and interest, which amount, with interest at the rate of five and one-half per centum per annum computed from the 1st March, 1909, shall be divided into a series of fifteen equal consecutive instalments of such amounts that the aggregate of principal and interest in each year

shall be equal as nearly as may be to what is payable for principal and interest during each of the other years in which an instalment shall be paid, and for each such instalment a Debenture shall be issued and shall be for the amount, and shall be payable on the dates respectively hereunder written, that is to say:—

One debenture for \$5,977.53, payable on the 1st March, 1910;  
 One debenture for \$5,977.53, payable on the 1st March, 1911;  
 One debenture for \$5,977.53, payable on the 1st March, 1912;  
 One debenture for \$5,977.53, payable on the 1st March, 1913;  
 One debenture for \$5,977.53, payable on the 1st March, 1914;  
 One debenture for \$5,977.53, payable on the 1st March, 1915;  
 One debenture for \$5,977.53, payable on the 1st March, 1916;  
 One debenture for \$5,977.53, payable on the 1st March, 1917;  
 One debenture for \$5,977.53, payable on the 1st March, 1918;  
 One debenture for \$5,977.53, payable on the 1st March, 1919;  
 One debenture for \$5,977.53, payable on the 1st March, 1920;  
 One debenture for \$5,977.53, payable on the 1st March, 1921;  
 One debenture for \$5,977.53, payable on the 1st March, 1922;  
 One debenture for \$5,977.53, payable on the 1st March, 1923;  
 One debenture for \$5,977.53, payable on the 1st March, 1924;

each of which said Debentures shall be signed by the President under the corporate seal of the said Company, and countersigned by the Secretary thereof. The said Debentures shall be payable at the respective times aforesaid, at the Banking Office of such Bank in the City of Ottawa as the Directors shall determine and name in said Debentures, upon presentation and delivery thereof, of the respective Debentures, on the date set opposite the respective Debentures as above written.

Passed by the Board of Directors of The Upper Ottawa Improvement Company, Limited, at a meeting held at their Head Office this 23rd day of February, 1909, at which four Directors were present (three Directors of the said Company constituting a quorum thereof) and of which all the members of the said Board had due notice, as required by law.

G. B. GREENE,  
*Secretary.*

HIRAM ROBINSON, [I.S.]  
*President.*

## BY-LAW No. 16

The Upper Ottawa Improvement Company enacts as follows:—

1st. The first clause of and By-law No. 2 of this Company shall be altered by striking out the word five in the second line thereof, and substituting therefor the word seven.

Passed by the Directors, and given under the corporate seal and hand of the President of the Company, this fourteenth day of December, 1914.

E. C. WOOLSEY,  
*Secretary.*

E. H. BRONSON, [L.S.]  
*President.*



